

LOUISIANA WILDLIFE AND FISHERIES COMMISSION

MINUTES

AUGUST 1, 2002

THOMAS M. GATTLE, JR.
CHAIRMAN

BATON ROUGE, LOUISIANA

The following constitute minutes of the Commission Meeting
and are not a verbatim transcript of the proceedings.

Tapes of the meetings are kept at the
Louisiana Department of Wildlife and Fisheries
2000 Quail Drive

Baton Rouge, Louisiana 70808

For more information, call (225) 765-2806

AGENDA
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
BATON ROUGE, LOUISIANA
AUGUST 1, 2002

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MINUTES OF THE MEETING
OF
LOUISIANA WILDLIFE AND FISHERIES COMMISSION

Thursday, August 1, 2002

Chairman Thomas M. Gattle, Jr. presiding.

Bill Busbice
Terry Denmon
Tom Kelly
Wayne Sagrera
Jerry Stone

Commissioner Lee Felterman was absent from the meeting.

Undersecretary James Patton was present for Secretary Jenkins.

Chairman Gattle called for a motion for approval of the July 2, 2002 Commission Minutes. A motion for approval was made by Commissioner Denmon and seconded by Commissioner Stone. The motion passed with no opposition.

Donation to Artificial Reef Program by Chevron/Texaco began with Mr. Rick Kasprzak stating the program started in 1986 with the passing of the Louisiana Fishing Enhancement Act. It was designed to take advantage of obsolete oil and gas platforms and would provide excellent fishing opportunities. Since the program began, 105 platforms have been converted into reefs in 32 different locations. This project involved Chevron/Texaco South Pass 54 Platform. It was towed 22 miles to the West Delta 134 reef site and was sunk in 180 feet of water. Chevron/Texaco has agreed to donate half of their savings to the artificial reef program. These monies will be used for marine research, fishery enhancement projects and artificial reef development and maintenance. Mr. Kasprzak then introduced Mr. Jeffrey Theriot with Chevron/Texaco. Mr. Theriot stated it was a pleasure to make this donation and to work with the Department. Chairman Gattle thanked Mr. Theriot.

Representative Bobby Faucheux began the next item, Discussion of Resolutions Passed During the 2002 First Extraordinary Legislative Session stating the area around Blind River has become

close to his heart. When the Department accepted the donation of the Maurepas Swamp WMA last year, this changed the way of life for the people in St. James, St. John the Baptist and Ascension Parishes. The Department's Secretary sent letters to camp owners stating they would have to move from this area. Representative Faucheux felt it was important for his constituents to bring it to the Legislature's attention to see what their desire was. The actions from this past legislative session could only be in the form of urge and request. The Representative then went through several pieces of legislation that pertained to the management of Maurepas Swamp WMA. The first was House Concurrent Resolution 19 which urged and requested the Commission and Office of State Parks to look at establishing state parks on WMAs. He felt this would be a great enhancement to the park system. The next House Concurrent Resolution dealt with 8 camps on the Reserve Canal and Mississippi Bayou. St. John the Baptist Parish has filed a lawsuit to allow the use of camps in the Maurepas WMA. Representative Faucheux stated he knew the Department had a policy not to allow camps on WMAs, but he noted there have been exceptions in the Des Allemands area especially for those people who may have been in the area before the land was acquired by the Department. House Resolution 20 and Senate Resolution 29 requested that dogs be allowed on the Maurepas Swamp WMA. This area is not accessible by vehicle but mainly by river and this makes it difficult to hunt from stands. House Concurrent Resolution 44 dealt with allowing Airboat Adventures to conduct their tours by staying on the main tributary of the Blind River. They would not be allowed to go into the smaller tributaries nor would they be allowed to tour during the hunting or rutting seasons. The last resolution dealt with allowing an interchange through the WMA which would remove the hazardous and heavy trucks off residential roads in LaPlace and Reserve areas. Representative Faucheux thanked the Commission for allowing him to make his presentation and would be available to answer questions. Chairman Gattle thanked Representative Faucheux for coming. He then asked where was the exception for allowing camps on WMAs? Representative Faucheux stated it was on the Salvador WMA. Then Chairman Gattle asked the Department to let him know about the request for airboats in certain sites outside of hunting season. He also felt this was a good way to show others the pristine swamps in Louisiana. Representative Faucheux stated he did not think anything that has been requested would be detrimental and also asked the Department to look into and study these requests. Commissioner Denmon asked if the tours on Blind River could be conducted with anything other than an airboat? The Representative answered yes, there have been larger boats with

outboard motors constructed but they can not get into the shallower areas of the River. Commissioner Denmon commented that airboats disturb wildlife more than any other type of boat. He then felt if the tours could be conducted with some other type of device, this compromise may help work through this request. Again Representative Faucheux stated these tours would not be conducted during the hunting or rutting seasons. Also he noted he was partial to his area and believed it was the prettiest and natural area in his district. Commissioner Busbice asked, of all the resolutions, what would be the highest priority. Representative Faucheux felt the camps would be first then followed by airboats. Commissioner Sagrera asked if the airboat usage would be restricted on the areas and times of year to minimize problems? Representative Faucheux stated the Commission could restrict the airboat usage to certain tributaries.

The Monthly Law Enforcement Report for July & Presentation of Life Saving Awards to Lt. Brian Clark & Pilot Gene Rackle was given by Major Keith LaCaze. The following numbers of citations were issued during July.

Region I - Minden - 87 citations and 21 warnings.

Region II - Monroe - 60 citations and 2 warnings.

Region III - Alexandria - 188 citations and 15 warnings.

Region IV - Ferriday - 97 citations and 3 warnings.

Region V - Lake Charles - 267 citations and 8 warnings.

Region VI - Opelousas - 171 citations and 18 warnings.

Region VII - Baton Rouge - 315 citations and 17 warnings.

Region VIII - New Orleans - 296 citations and 22 warnings.

Region IX - Schriever - 238 citations and 41 warnings.

Oyster Strike Force - 42 citations.

Seafood Investigation Unit - 23 citations.

SWEP - 12 citations.

Refuge Patrol - 34 citations and 4 warnings.

The grand total of citations issued statewide for the month of July was 1,830. Also there were 151 warning citations issued statewide.

The aviation report for July 2002 showed enforcement pilots flew three airplanes a total of 68.5 hours for enforcement and 20.1 hours for other divisions. Three citations were issued.

Then Lt. Col. Charlie Clark stated he wanted to make a presentation of two awards for outstanding work. On January 20, 2002, a 74 year old man went on an early morning duck hunt from the Breton Sound Marina. The man went into a small canal and ran his boat aground and was not able to get it out with the motor. He got out of the boat and tried to pull it to deeper water. While doing this, the man impaled himself up to his chest and was unable to get back into the boat. He then contacted his family who in turn contacted the marina who contacted the Department. Two employees were notified, Lt. Brian Clark and Pilot Gene Rackle and they flew to the area while the marina owners searched by boat. The employees went searching around the Biloxi WMA and saw the boat with the individual tied behind the transom. Mr. Rackle put the plane down on the water and they had to tie a rope around the man and pull him out with the outboard motor. The man was in the latter stages of hypothermia and they were able to warm him with a labrador from the marina owners boat. Mr. Rackle was able to take off after dark and was successful in not damaging the plane. The success of this rescue was not only due to the conscientious efforts of the marina operators but also to the Department employees. Lt. Col. Clark then commended Lt. Clark with the Life Saving Award and Mr. Rackle with the Meritorious Service Award. Chairman Gattle congratulated and thanked both men for a job well done.

A Declaration of Emergency and Notice of Intent - Shrimp Excise Tax was handled by Major Jeff Mayne. He reminded the Commission they passed a resolution supporting legislation for a shrimp excise tax to be collected on landed shrimp as well as imported shrimp. Act 75 of the 2002 Regular Legislative Session enacted this law. The Declaration of Emergency and Notice of Intent will help formulate regulations that will administer the program more efficiently. Chairman Gattle asked if the Legislation went into effect July 1? Major Mayne answered yes and that the first reports are due by August 10 which created the need for the

Declaration of Emergency. He added they do not feel the dealers will be burdened further since they already are required to keep records. Chairman Gattle asked what was the need for a Notice of Intent? Mr. Mike Landrum stated the Department was trying to catch up to the legislation and this could not be accomplished without these regulations. Major Mayne noted the legislation contained a sentence that recommendations from the Seafood Advisory Board could be made to the Commission. This Board submitted a letter which contained their recommendations and these have been incorporated into the proposed rule. Commissioner Denmon asked if the Department of Agriculture was in the loop on these regulations? Major Mayne stated they have their own regulations and that all agencies are working together to deal with this problem. Commissioner Denmon asked if they opposed the regulations? Major Mayne answered no. Chairman Gattle asked if there was a tax in place already? Major Mayne stated there was an existing severance tax which was paid by the Wholesale Dealer. This legislation repealed the severance tax and reenacted it and is now called an excise tax. It is applied to imported shrimp as well as what was collected on the severance tax. Chairman Gattle then asked for public comments on the proposed rules?

Mr. Glen Poche asked if the tax would be applied to shrimp that are processed and breaded or just on shrimp that is coming in with heads on? Major Mayne stated they have drawn a line and decided not to fool with breaded or cooked products. Mr. Poche added a lot of shrimp is coming in that is already peeled.

Hearing no further comments, Commissioner Kelly made a motion to approve the Declaration of Emergency. Commissioner Sagrera seconded the motion and it was unanimously approved. On the Notice of Intent, a motion to approve was made by Commissioner Sagrera and was seconded by Commissioner Kelly. The motion passed with no opposition.

(The full text of the Declaration of Emergency and Notice of Intent are made a part of the record.)

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, the Wildlife and Fisheries Commission does hereby promulgate this Declaration of Emergency relative to the excise tax on shrimp.

Act 75 of the 2002 Regular Session of the Louisiana Legislature enacted a shrimp excise tax to be collected on shrimp harvested in Louisiana waters and shrimp imported into Louisiana. The legislation mandates that the Department begin the process for collection of this excise tax on July 1, 2002, the effective date of the Act. In order to meet the statutorily-mandated timeline, and to provide the mechanism which will allow wholesale/retail seafood dealers to comply with the Act, and to put other provisions in place which are essential for the effective administration of the program, the following rule must be promulgated by a declaration of emergency.

Further, effectively enforcing regulations which enable the identification of both domestically-harvested and imported shrimp will provide mechanisms to more adequately monitor harvest information of shrimp in Louisiana.

Such regulations will further enable the identification of imported shrimp, which may be subject to testing for the antibiotic chloramphenicol under rules and regulations adopted by the Louisiana Department of Agriculture and Forestry. Chloramphenicol is used in some countries in connection with the production of shrimp and other seafood products. The United States Food and Drug Administration has banned the use of chloramphenicol in animals which are raised for human consumption. In January of 2002, the European Union banned imported Chinese products intended for human consumption or for use in animal feed, as a result of the discovery of chloramphenicol residues in seafood products harvested from and produced in that country.

Implementation of this emergency rule will also provide information relative to the amounts and sources of imported shrimp in Louisiana's extremely important commercial markets. The inability of the state to measure the economic importance of imported shrimp in Louisiana poses an imminent fiscal and economic peril to the state and its citizens. It is critical for the State of Louisiana to track and monitor the importation of shrimp from other countries for health reasons. Previous and existing laws and regulations only accommodated the monitoring and tracking of shrimp harvested within the State. Imported shrimp numbers have been

increasing nationwide over the past several years. Monitoring and tracking imported shrimp will enhance the enforcement effort required to monitor harvest, and track, and to prevent the mislabeling, commingling, smuggling, false reporting and under-reporting of domestically harvested Louisiana shrimp.

Additional revenue in the form of an import tax or excise tax or other revenue-generating mechanism will be necessary in order to accomplish this end; therefore it is imperative that the Department begin immediately to implement the Act and to put in place the mechanisms for doing so.

This Declaration of Emergency will become effective on August 1, 2002, and shall remain in effect for the maximum period allowed under the Administrative Procedure Act or until adoption of the final rule.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 3. Saltwater Sport and Commercial Fishing

§365. Shrimp Excise Tax

A. Shrimp excise tax, shrimp records, shrimp packaging:

1. A shrimp excise tax shall be paid in accordance with the provisions as set forth in R.S. 56:506. Dealers shall file monthly tax reports and furnish all information required thereon on forms provided by the department. A wholesale/retail seafood dealer shall file a monthly report indicating "zero" in amount due, for each month in which such wholesale/retail seafood dealer does not import shrimp into the state and does not purchase or acquire shrimp harvested in Louisiana directly from a harvesting vessel.

2. Wholesale/retail seafood dealers, retail seafood dealers, restaurants and retail grocers shall maintain records in accordance with R.S. 56:306.5 and 56:506. In addition to the requirements therein, wholesale/retail seafood dealers when selling or otherwise transferring shrimp shall specify on each invoice of sale or transfer required to be delivered to retail dealers, restaurants and/or retail grocers the specific country of origin of

the shrimp being sold or transferred. All purchase and sales records of wholesale/retail seafood dealers, which are required to be maintained by law, shall specify the country of origin of all shrimp acquired and sold or transferred. All purchase records of retail dealers, restaurants and retail grocers which are required to be maintained by law, shall specify the country of origin of shrimp acquired or purchased. Shrimp from different countries shall be recorded separately on all records.

3. All records for shrimp, which are harvested from Louisiana waters or which are landed in Louisiana from a harvesting vessel, shall indicate such shrimp are a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)".

4. It shall be a violation of this section for any wholesale/retail seafood dealer to purchase, barter, sell, exchange or possess any shrimp without paying all excise taxes owed on the shrimp as provided by law.

5. Wholesale/retail seafood dealers shall provide all information required on forms provided for the purpose of data collection relating to the shrimp excise tax. Such information shall include but not be limited to:

- a. Wholesale/retail seafood dealer license number;
- b. Month and year, indicating reporting month and year;
- c. Date of submission, date in which the dealer or authorized representative completes and submits shrimp excise report form;
- d. Legal name of business;
- e. If purchasing or acquiring shrimp from vessels harvesting or landing in Louisiana waters, pounds of such shrimp purchased or acquired; shrimp that are landed in Louisiana by harvesting vessels are deemed to be taken in Louisiana waters.
- f. If purchasing, importing, storing, brokering, or receiving shrimp domestically harvested within the United States, pounds of such shrimp purchased, imported, stored, brokered or received.

g. If purchasing, importing, storing, brokering, or receiving shrimp from a foreign country, pounds of such shrimp purchased, imported, stored, brokered or received.

h. If purchasing, importing, storing, brokering, or receiving shrimp which were taken, harvested or landed in Louisiana and excise tax has previously been paid and such shrimp are packaged, labeled and recorded to be a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)", indicate the pounds of such shrimp. No shrimp excise tax is due again on such shrimp.

i. For all shrimp reported, the shrimp excise report form shall indicate the form in which all shrimp is purchased, imported, received, brokered or stored (i.e. heads-on, headless, or peeled). Shrimp which are fully cooked, canned cooked or breaded cooked, and frozen cooked shrimp ready for immediate consumption, shall be exempt from the requirements herein.

j. All lines, columns and blocks on the shrimp excise tax report form shall be filled out in order for the form to be deemed completed.

k. Signature of dealer or authorized representative, (first and last name) and date.

6. No wholesale/retail seafood dealer, retail seafood dealers, restaurants or retail grocers shall knowingly possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp which is represented to be a product of the United States or a product of Louisiana unless such shrimp is actually a product of the United States or a product of Louisiana.

7. No wholesale/retail seafood dealer, retail seafood dealers or restaurants shall possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp from a foreign country which is commingled with shrimp caught in the United States or which is represented to be a product of the United States.

B. Violations of the provisions of this Section shall constitute a class four violation as defined in R.S. 56:34.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:506.

HISTORICAL NOTE: Promulgated by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 28: .

Thomas M. Gattle, Jr.
Chairman

NOTICE OF INTENT

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate a rule relative to the excise tax on shrimp in accordance with Act 75 of the 2002 Regular Session of the Louisiana Legislature.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 3. Saltwater Sport and Commercial Fishing

§365. Shrimp Excise Tax

A. Shrimp excise tax, shrimp records, shrimp packaging:

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2. Wholesale/retail seafood dealers, retail seafood dealers, restaurants and retail grocers shall maintain records in accordance with R.S. 56:306.5 and 56:506. In addition to the requirements therein, wholesale/retail seafood dealers when selling or otherwise transferring shrimp shall specify on each invoice of sale or transfer required to be delivered to retail dealers, restaurants and/or retail grocers the specific country of origin of the shrimp being sold or transferred. All purchase and sales

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3. All records for shrimp, which are harvested from Louisiana waters or which are landed in Louisiana from a harvesting vessel, shall indicate such shrimp are a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)".

4. It shall be a violation of this section for any wholesale/retail seafood dealer to purchase, barter, sell, exchange or possess any shrimp without paying all excise taxes owed on the shrimp as provided by law.

5. Wholesale/retail seafood dealers shall provide all information required on forms provided for the purpose of data collection relating to the shrimp excise tax. Such information shall include but not be limited to:

- a. Wholesale/retail seafood dealer license number;
- b. Month and year, indicating reporting month and year;
- c. Date of submission, date in which the dealer or authorized representative completes and submits shrimp excise report form;
- d. Legal name of business;
- e. If purchasing or acquiring shrimp from vessels harvesting or landing in Louisiana waters, pounds of such shrimp purchased or acquired; shrimp that are landed in Louisiana by harvesting vessels are deemed to be taken in Louisiana waters.
- f. If purchasing, importing, storing, brokering, or receiving shrimp domestically harvested within the United States, pounds of such shrimp purchased, imported, stored, brokered or received.

g. If purchasing, importing, storing, brokering, or receiving shrimp from a foreign country, pounds of such shrimp purchased, imported, stored, brokered or received.

h. If purchasing, importing, storing, brokering, or receiving shrimp which were taken, harvested or landed in Louisiana and excise tax has previously been paid and such shrimp are packaged, labeled and recorded to be a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)", indicate the pounds of such shrimp. No shrimp excise tax is due again on such shrimp.

i. For all shrimp reported, the shrimp excise report form shall indicate the form in which all shrimp is purchased, imported, received, brokered or stored (i.e. heads-on, headless, or peeled). Shrimp which are fully cooked, canned cooked or breaded cooked, and frozen cooked shrimp ready for immediate consumption, shall be exempt from the requirements herein.

j. All lines, columns and blocks on the shrimp excise tax report form shall be filled out in order for the form to be deemed completed.

k. Signature of dealer or authorized representative, (first and last name) and date.

6. No wholesale/retail seafood dealer, retail seafood dealers, restaurants or retail grocers shall knowingly possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp which is represented to be a product of the United States or a product of Louisiana unless such shrimp is actually a product of the United States or a product of Louisiana.

7. No wholesale/retail seafood dealer, retail seafood dealers or restaurants shall possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp from a foreign country which is commingled with shrimp caught in the United States or which is represented to be a product of the United States.

B. Violations of the provisions of this Section shall constitute a class four violation as defined in R.S. 56:34.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:506.

HISTORICAL NOTE: Promulgated by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 28: .

The Secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this notice of intent and the final rule, including but not limited to, the filing of the notice of intent and final rule and the preparation of reports and correspondence to other agencies of government.

Interested persons may submit comments relative to the proposed rule to: Jeff Mayne, Enforcement Division, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA 70898-9000 prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M. Gattle, Jr.
Chairman

A Notice of Intent - Outdoor Press 3-Day Migratory Bird License was presented by Mrs. Janis Landry. She stated this proposed rule would change the recently implemented rule established for the outdoor press for fishing. The proposal will add a hunting license which will take the place of the basic hunting and the duck stamp for 3 days and will cost \$20. A part of the proposed rule includes a statement that if a customer chooses to start a hunting and fishing license on the same day, the cost will be \$20 for both. In order for the HIP and hunter education information to be collected, this was the way the rule had to be written. Chairman Gattle felt this was an important step in helping to get people to Louisiana to write about the state. Commissioner Denmon asked Mrs. Landry to explain paragraph 5. Mrs. Landry stated the Department of Culture, Recreation and Tourism has to certify an applicant and then it is forwarded to this Department of Wildlife and Fisheries for final approval. The applicant can be rejected by either agency. Hearing no public comments, Commissioner Denmon made a motion to adopt the Notice of Intent. Commissioner Stone seconded the motion and it passed with no opposition.

(The full text of the Notice of Intent is made a part of the record.)

NOTICE OF INTENT

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate a Rule, LAC 76:I.327(P), which provides a special outdoor press license for purchase by nonresident members of the outdoor press for a fee of twenty dollars. The license shall be valid for four consecutive days. Authority for adoption of this Rule is included in R.S. 56:647.1. Said Rule is attached to and made part of this Notice of Intent.

Title 76

WILDLIFE AND FISHERIES

Part I. Wildlife and Fisheries Commission and Agencies Thereunder

Chapter 3. Special Powers & Duties

Subchapter H. Electronic Licenses Issuance

§327. Recreational Electronic Licensing

* * *

P. In lieu of recreational basic fishing and recreational saltwater fishing license the Department may issue a special Outdoor Press Fishing License to nonresident members of the outdoor press which will include basic and saltwater fishing; in lieu of basic hunting and Louisiana duck license the Department may issue a special Outdoor Press Hunting License to nonresident members of the outdoor press which will include migratory bird hunting and Louisiana duck license.

1. A fee of twenty dollars will be charged for each outdoor press fishing license issued and the license shall be valid for a period of four consecutive days; a fee of twenty dollars will be charged for each Outdoor Press Hunting License and the license

shall be valid for a period of three consecutive days; or a fee of twenty dollars will be charged for both if purchased for periods that begin on the same date.

2. All outdoor press licenses will be issued from the Baton Rouge Headquarters location.

3. To qualify for certification an applicant must submit to the Department of Culture, Recreation and Tourism one or more of the following:

- a. Recent tear sheets of published articles;
- b. Letter of assignment from publication, television or radio company;
- c. A written recommendation from one of the Department of Culture, Recreation and Tourism's international offices;
- d. A written recommendation from Travel South USA, Louisiana Travel Promotion Association or similar organizations;

4. In no case will the Department of Culture, Recreation and Tourism forward an application from any individual or group not directly involved in producing stories or broadcast materials pertaining to Louisiana fishing and/or outdoor recreation opportunities.

5. Certified applications with all supporting documents and license fees shall be forwarded to the Department of Wildlife and Fisheries for approval. The license fee shall be returned to the applicant for any application not certified by the Department of Culture, Recreation and Tourism or approved by the Secretary of the Department of Wildlife and Fisheries.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:6(21) and R.S. 56:641.1.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Office of Management and Finance, LR 24:505 (March 1998), amended by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 26:1078 (May 2000), amended by Department of Wildlife and Fisheries, Office of Management and Finance, LR 27:1243 (August 2001), amended by Department of

Wildlife and Fisheries Commission, Wildlife and Fisheries Commission, LR .

The Secretary of the Department of Wildlife and Fisheries is authorize to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this Notice of Intent and the final rule, including but not limited to, the filing of the fiscal and economic impact statements, the filing of the Notice of Intent and final rule and the preparation of reports and correspondence to other agencies in government.

Interested persons may submit comments relative to the proposed Rule to Ms. Marianne Burke, Public Information Section, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA, 70898-9000, prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M. Gattle, Jr.

Chairman

Ms. Marianne Burke began the next item, **National Hunting & Fishing Day Proclamation** stating there will be four locations around the state for this year's event. She then stated the Governor has already signed a Proclamation and asked the Commission to do the same. Chairman Gattle stated the date for the event will be September 28. Hearing no further discussion, Commissioner Denmon made a motion to adopt the Proclamation. Commissioner Kelly seconded the motion and it passed with no opposition.

(The full text of the Proclamation is made a part of the record.)

PROCLAMATION

NATIONAL HUNTING & FISHING DAY

WHEREAS, Louisianians are blessed with an abundance and diversity of game, fish, and seafood that hunters, fishers and commercial industries have long appreciated and recognized the need to conserve, and

WHEREAS, revenues raised by sportsmen and commercial industries have successfully returned some animal species that faced extinction or were threatened or endangered by environmental conditions often imposed by people to healthy populations, and

WHEREAS, hunters and anglers have a long history of contributing to conservation efforts statewide and nationwide, contributing more than \$10 billion to conservation programs during the past half a century through license fees and self-imposed excise taxes, and

WHEREAS, a recent survey by the U.S. Department of the Interior, Fish and Wildlife Service indicated that 40 percent of all Louisianians participate in some type of fish or wildlife-related activity, and

WHEREAS, latest figures indicate that the total economic impact of wildlife-related activities, including hunting and non-consumptive usage, in Louisiana is almost \$3 billion and that Louisianians directly spend \$1.3 million on hunting, fishing and other wildlife associated recreation, and

WHEREAS, Louisiana residents have spent an estimated \$41.3 million on fishing and hunting licenses during the last three years, and

WHEREAS, the state's warm Gulf waters and fertile estuarine systems are home to more than 100 commercially valuable seafood species, making Louisiana's marine fisheries one of the most important in the nation with more than 1.1 billion pounds landed annually for a dockside value of approximately \$308 million, with more than 30,000 people directly and indirectly employed in harvesting, processing, wholesaling, and distribution of Louisiana seafood.

THEREFORE BE IT RESOLVED, I, Thomas M. Gattle, Jr., Chairman of the Wildlife and Fisheries Commission, State of Louisiana, on the 1st day of August 2002, hereby proclaim

SEPTEMBER 28, 2002

AS

LOUISIANA'S HUNTING AND FISHING DAY

throughout the state of Louisiana in recognition of the economic contributions of the hunting and fishing industry and in acknowledgment of the sport enjoyed by so many of our citizens.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries Commission

A Resolution and Declaration of Emergency - 2002 Fall Inshore Shrimp Season was the first item for Mr. Marty Bourgeois. The Department's recommendation is based on an analysis of current and historical shrimp trawl data. The recommendation was to open the shrimp season statewide on Monday, August 19, 2002 at official sunrise. Zones 2 and 3 will close at official sunset December 17, 2002. Zone 1 will close December 31, 2002 except for Breton and Chandeleur Sounds which will close March 31, 2003. The resolution also gives Secretarial authority to change the dates if biological data indicates the need or if enforcement problems develop. Commissioner Kelly stated the fishermen he has talked with asked that the season open statewide on August 19. Chairman Gattle then asked for public comments.

Mr. Chris Vallet stated he has talked with fishermen from the Plaquemines Parish area and the majority requested that the inshore shrimp season open on August 19.

Hearing no further comments, Commissioner Kelly made a motion to open the fall inshore shrimp season on Monday, August 19 at official sunrise. Commissioner Sagrera seconded the motion and it unanimously passed.

(The full text of the Resolution and Declaration of Emergency are made a part of the record.)

RESOLUTION

2002 Fall Inshore Shrimp Season
adopted by the
Louisiana Wildlife and Fisheries Commission
August 1, 2002

WHEREAS, R.S. 56:497 authorizes the Wildlife and Fisheries Commission to set no less than two shrimp seasons each calendar year for all inside waters by zone, and

WHEREAS, R.S. 56:497 states that the shrimp seasons shall be based on biological and technical data which indicate that marketable shrimp, in sufficient quantities, are available for harvest, and

WHEREAS, R.S. 56:498 provides the minimum legal count on white shrimp is 100 (whole specimens) count per pound, except during the time period from October fifteenth through the third Monday in December when there shall be no count, and

WHEREAS, historical and current biological sampling conducted by the Department of Wildlife and Fisheries has indicated that white shrimp in all three inshore shrimp management zones will average 100 count minimum size or larger by mid August, now

THEREFORE BE IT RESOLVED, the Wildlife and Fisheries Commission does hereby set the 2002 Fall Inshore Shrimp Season by public notice in accordance with R.S. 56:497, to open statewide at official sunrise August 19, 2002.

BE IT FURTHER RESOLVED, the Wildlife and Fisheries Commission does hereby set the closing date for the 2002 Fall Inshore Shrimp Season at official sunset December 17, 2002 in Zones 2 and 3, and official sunset December 31, 2002 in Zone 1, except in Breton and Chandeleur Sounds, as described in LAC 76:VII.307D, which shall remain open until 6:00 a.m., March 31, 2003. The Commission also grants authority to the Secretary of the Department of Wildlife and Fisheries to change the opening or closing dates if biological or technical data indicate the need to do so or if enforcement problems develop.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002 Fall Inshore Shrimp Season is attached to and made a part of this resolution.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) and R.S. 49:967 of the Administrative Procedure Act which allows the Wildlife and Fisheries Commission to use emergency procedures to set shrimp seasons and R.S. 56:497 which provides that the Wildlife and Fisheries Commission shall fix no less than two open seasons each year for all inside waters, the Wildlife and Fisheries Commission does hereby set the 2002 Fall Inshore Shrimp season to open as follows:

Zone 1, that portion of Louisiana's inshore waters from the Mississippi-Louisiana State line westward to the eastern shore of South Pass of the Mississippi River, and

Zone 2, that portion of the Louisiana's inshore waters from the eastern shore of South Pass of the Mississippi River westward to the western shore of Vermilion Bay and Southwest Pass at Marsh Island, and

Zone 3, that portion of Louisiana's inshore waters from the western shore of Vermilion Bay and Southwest Pass at Marsh Island westward to the Louisiana-Texas state line, all to open at official sunrise August 19, 2002.

The Commission also hereby sets the closing date for the 2002 Fall Inshore Shrimp Season in Zone 2 and Zone 3 at official sunset December 17, 2002, and Zone 1 at official sunset December 31, 2002 except in the open waters of Breton and Chandeleur Sounds as described in LAC 76:VII.307D, which shall remain open until 6:00 a.m., March 31, 2003. The Commission also grants authority to the Secretary of the Department of Wildlife and Fisheries to change the opening or closing dates if biological and technical data indicate the need to do so or if enforcement problems develop.

Thomas M. Gattle, Jr.
Chairman

Then Mr. Marty Bourgeois handled the **Resolution and Declaration of Emergency - 2002-03 Oyster Season on Public Oyster Grounds, Seed Reservations & Tonging Areas**. The Marine Fisheries Division has prepared a stock assessment report which details the status of the stock. The Oyster Task Force reviewed this report and considered the Department's recommendation for the season.

These recommendations included opening the primary public seed grounds south of the MRGO to the north pass at the Mississippi River on Wednesday, September 4, 2002 and would close on April 1, 2003. The sacking only area, the Hackberry Bay Oyster Seed Reservation and the outside portion of the Atchafalaya/Vermilion Bay seed grounds would also open on September 4, 2002 and close April 1, 2003. The Bay Gardene Oyster Seed Reservation would open September 4, 2002 but would not close until April 15, 2003. The public seed grounds north of the MRGO including Lake Borgne seed grounds would open September 23, 2002 and close April 1, 2003. The Bay Junop area will open for one month only from September 4 to October 4, 2002. The Calcasieu Lake public tonging area will open October 15, 2002 and close April 30, 2003. Barataria Bay, Deep Lake, Lake Chien, Lake Felicity, Lake Tambour and Lake Mechant Public Seed Grounds and the Sister Lake Oyster Seed Reservation will remain closed during this season. The Resolution granted the Secretary authority to change the season dates if needed. Chairman Gattle opened the meeting for public comments.

Mr. Dennis Pixon, an oyster farmer and harvester and member of the Louisiana Oyster Task Force, stated they met and agreed with opening Black Bay area, Lake Machias, Bay Gardene on September 4, but requested the Lake Borgne area open on October 1. One reason for the request was to allow the fishermen that sack their oysters the opportunity to have a better marketable product. Also he requested that the season close on April 1 so the reefs can replenish themselves.

Chairman Gattle asked if the Department recommended opening the Lake Borgne area on September 23 but Mr. Pixon wanted October 1? Mr. Bourgeois stated the Department's recommendation was based on a compromise and explained how this came about. Chairman Gattle asked Mr. Bourgeois if he was opposed to either date? Mr. Bourgeois stated he would like to stand with the September 23 date. With there being no further comments, Commissioner Kelly made a motion to accept the recommendations as presented. Commissioner Sagraera seconded the motion and it passed with no opposition.

(The full text of the Resolution and Declaration of Emergency are made a part of the record.)

RESOLUTION

2002/2003 Season on the Public Oyster Grounds

August 1, 2002

WHEREAS, R.S. 56:433 provides that the Public Oyster Seed Grounds may be fished starting on the first Wednesday following Labor Day which in 2002 is September 4, and

WHEREAS, the oyster resources on the "Public Oyster Seed Grounds, Seed Reservations, and Tonging Areas" have been surveyed and the available supply and size variation has been determined, and

WHEREAS, R.S. 56:433 (B) mandates a sacking only area on the Public Grounds east of the Mississippi River inclusive of Plaquemines and St. Bernard Parishes, and

WHEREAS, the Commission has considered the recommendations of the Louisiana Oyster Task Force,

THEREFORE BE IT RESOLVED, that the oyster season in the following areas will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 1, 2003: the Louisiana Public Oyster Seed Grounds not currently under lease located in an area bordered on the north by the Mississippi River Gulf Outlet and on the south by the Mississippi River and North Pass, the sacking only area of the public grounds which is generally Lake Fortuna and Lake Machias to a line from Mozambique Point to Point Gardner to Grace Point at the Mississippi River Gulf Outlet, and the Hackberry Bay Oyster Seed Reservation, and the outside portion of the Atchafalaya-Vermilion Bay Public Oyster Seed Grounds as described in LAC 76:VII.509, and

BE IT FURTHER RESOLVED, that the oyster season in the Bay Gardene Public Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 15, 2003, and

BE IT FURTHER RESOLVED, that the oyster season in the Louisiana Public Oyster Seed Grounds not currently under lease located in the area bordered on the east by the Louisiana/Mississippi state line and on the south by the Mississippi River Gulf Outlet, including that portion of Lake Borgne as described in LAC 76:VII.513, will open

one-half hour before sunrise on September 23, 2002 and close one-half hour after sunset on April 1, 2003, and

BE IT FURTHER RESOLVED, that the oyster season in the Bay Junop Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on October 4, 2002, and

BE IT FURTHER RESOLVED, that the following areas will remain closed for the 2002/2003 oyster season: Sister Lake Oyster Seed Reservation, and the Public Oyster Seed Grounds located in portions of Lake Mechant, Lake Tambour, Lake Chien, Lake Felicity, Deep Lake, and Barataria Bay (as described in LAC 76:VII.517), and that portion of the Atchafalaya-Vermilion Bay Public Oyster Seed Grounds as described in LAC 76:VII.507, and

BE IT FURTHER RESOLVED, that under the authority of R.S. 56:435.1 the season for the Calcasieu Lake public tonging area will open one-half hour before sunrise on October 15, 2002 and will remain open until one-half hour after sunset on April 30, 2003. However, these conservation actions will not supercede public health closures, and

BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads, and

BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action to reopen areas previously closed if the threat to the resource has ended, and

BE IT FURTHER RESOLVED, that the notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002/2003 oyster season on the Public Oyster Grounds is attached to and made part of this resolution.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(B) and 967(D), and under the authority of R.S. 56:433 and R.S. 56:435.1 notice is hereby given that the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby declares:

1. The oyster season in the following areas will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 1, 2003: the Louisiana Public Oyster Seed Grounds not currently under lease located in areas which are bordered on the north by the Mississippi River Gulf Outlet and on the south by the Mississippi River and North Pass, the sacking only area of the public grounds which is generally Lake Fortuna and Lake Machias to a line from Mozambique Point to Point Gardner to Grace Point at the Mississippi River Gulf Outlet, and the Hackberry Bay Oyster Seed Reservation, and the outside portion of the Atchafalaya-Vermilion Bay Oyster Seed Ground as described in LAC 76:VII.509.

2. The oyster season in the Bay Gardene Public Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on April 15, 2003.

3. The oyster season in the Louisiana Public Oyster Seed Grounds not currently under lease located in the area bordered on the east by the Louisiana/Mississippi state line and on the south by the Mississippi River Gulf Outlet, including that portion of Lake Borgne as described in LAC 76:VII.513, will open one-half hour before sunrise on September 23, 2002 and close one-half hour after sunset on April 1, 2003.

4. The oyster season in the Bay Junop Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on October 4, 2002.

5. The following areas will remain closed for the 2002/2003 oyster season: Sister Lake Oyster Seed Reservation, and the Public Seed Grounds located in portions of Lake Mechant, Lake Tambour, Lake Chien, Lake Felicity, Deep Lake, and Barataria Bay (as described in LAC 76:VII.517), and that portion of the Atchafalaya-Vermilion Public Oyster Seed Grounds as described in LAC 76:VII.507.

6. The season for the Calcasieu Lake public tonging area will open one-half hour before sunrise on October 15, 2002 and will remain open until one-half hour after sunset on April 30, 2003. However, these conservation actions will not supercede public health closures.

7. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action as necessary to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads.

8. The Secretary is authorized to take emergency action to reopen areas previously closed if the threat to the resource has ended.

9. Notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Thomas M. Gattle, Jr.
Chairman

A Resolution and Declaration of Emergency - Set the 2002-03 Fur Trapping Season was handled by Mr. Greg Linscombe. Mr. Linscombe stated material on the 2001-02 trapping season and recommendations for the upcoming season were in their packets. For most species last year the harvest was down due to prices paid to trappers except the price for otter increased but the harvest declined. The Department will initiate the Coastwide Nutria Control Program when the season begins on November 20. A target of 400,000 animals is expected with an incentive payment of \$4 each. Chairman Gattle asked if there was something other than price alone that was driving the decline in the harvest? Mr. Linscombe stated culturally there have been changes in that there are no trappers that want to do this for a living any longer. He added he did not

know what price it would take to get a muskrat trapper to work. In north Louisiana, trapping has always been based on prices for raccoon. Prices, the number of trappers and harvest all go up and down together. This pattern is the same throughout the United States, stated Mr. Linscombe. Chairman Gattle asked if river otters go to \$50, will this bring more trappers out next year? Mr. Linscombe stated the river otter harvest in south Louisiana went up and down with nutria. However, in north Louisiana, the otter population continues to increase and now there are individual otter trappers. What people are trapping has changed through times due to prices. Another change has been the drop in beaver prices in the United States as well as in Louisiana. Chairman Gattle then asked Mr. Linscombe to read the Therefore Be It Resolved portion of the Resolution. Commissioner Sagraera made a motion to adopt the Resolution, it was seconded by Commissioner Kelly and passed with no opposition.

(The full text of the Resolution and Declaration of Emergency are made a part of the record.)

RESOLUTION

2002-2003 Fur Trapping Season

Adopted by the
Louisiana Wildlife and Fisheries Commission
August 1, 2002

WHEREAS, R.S. 56:259(A) authorizes the Wildlife and Fisheries Commission to set the open season for the taking of nongame quadrupeds and allows the Commission to extend, curtail or prohibit trapping in any area of the state each year, and

WHEREAS, R.S. 49:953(B) and R.S. 49:967(D) of the Administrative Procedure Act allows the Commission to use emergency provisions to set seasons, and

WHEREAS, Louisiana has historically lead the nation in the production of wild fur with value to the trappers as high as \$24 million in some seasons, and

WHEREAS, the harvest of this renewable resource is important in providing supplemental income to citizens of the state while furnishing an essential management tool to reduce

nuisance wildlife problems, property damage, the impact of prey species, the incident of density dependent disease and provide a measure of population health and general condition, and

WHEREAS, regulated trapping provides the only practical control of muskrat and nutria populations, an essential part of any effort to protect or enhance coastal wetlands. The role of such trapping cannot be overstated because of the rate of wetland loss and the impact that these wetland grazers are having in southeastern parishes, and

WHEREAS, during the 2002-2003 trapping season the department will conduct the Coastwide Nutria Control Program providing an incentive payment of \$4.00 per nutria tail to participants for up to 400,000 nutria with the objective of reducing damage to coastal wetlands, and

WHEREAS, the increased commercial harvest of beaver can play a major role in assisting in the reduction of damage to timber, agriculture, drainage, and wildlife habitat, and

WHEREAS, historical and current information collected by the Department of Wildlife and Fisheries have indicated that the optimum time frame for the harvest of furbearers is between November and March each year, now

THEREFORE BE IT RESOLVED, the Wildlife and Fisheries Commission does hereby set the 2002-2003 fur harvest season, statewide from November 20, 2002 through March 31, 2003.

BE IT FURTHER RESOLVED, the Wildlife and Fisheries Commission does hereby grant authority to the Secretary of the Department of Wildlife and Fisheries to extend or shorten the trapping season in any area of the state.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002-2003 fur harvest season is attached to and made a part of this resolution.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the provisions of R.S. 56:259(A) which authorizes the Wildlife and Fisheries Commission to set the open season for the taking of non-game quadrupeds and allows the Commission to extend, curtail or prohibit trapping in any area of the state each year and in accordance with emergency provisions of R.S. 49:953(B) and R.S. 49:967(D) of the Administrative Procedure Act, which allows the Louisiana Wildlife and Fisheries Commission to use emergency provisions to set seasons, the Wildlife and Fisheries Commission does hereby set the 2002-2003 fur harvest season, statewide from November 20, 2002 through March 31, 2003. The Wildlife and Fisheries Commission does hereby also authorize the Secretary of the Department of Wildlife and Fisheries to extend or shorten the adopted season.

Thomas M. Gattle, Jr.
Chairman

Mr. Brandt Savoie presented the next item, a **Resolution and Notice of Intent - Establish Regulations for Control of Nuisance Wild Quadrupeds**. The proposed rule will help simplify the process that allows people to take nuisance animals. Current rule requires an individual to obtain a permit to remove a nuisance animal. The proposal will eliminate the requirement of a permit, and establish regulations for live trapping and relocating of an animal. Also, it contains regulations that allows shooting of certain animals. These regulations do not allow for any activity that was not currently allowed by the permit. Commissioner Stone felt this was a good move. Commissioner Denmon asked if it was an enforcement provision not to allow night shooting of nutria? Mr. Savoie answered yes it was an enforcement concern not to allow anyone to do any night shooting. If they do need to night shoot, a person can obtain a permit. He then added, the Department generally opposes any type of night hunting. Commissioner Denmon then asked if legislation allows for a daily limitation like that stated on the permit? Mr. Jimmy Ernst stated legislation authorized 3 consecutive days for taking beavers only. Again, Mr. Ernst emphasized enforcement does not like to allow night shooting, but has allowed for it under a permit process. Commissioner Denmon asked if the Department allows for night shooting of nutria. Mr. Ernst answered yes. With their being no further questions or

comments, Mr. Savoie read the Therefore Be It Resolved portion of the Resolution. Commissioner Kelly made a motion accepting the Resolution and it was seconded by Commissioner Stone. The motion passed unanimously.

(The full text of the Resolution and Notice of Intent are made a part of the record.)

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

- WHEREAS, the Department of Wildlife and Fisheries receives numerous complaints regarding wild quadrupeds creating a nuisance and damaging private property, and
- WHEREAS, the Department of Wildlife and Fisheries does not have the staff or funding to provide the public with nuisance animal control or removal services, and
- WHEREAS, current Rules and Regulations do not provide the public with a legal means of controlling most wild quadrupeds when they are creating a nuisance and damaging private property, and
- WHEREAS, the current system of permitting individuals to control nuisance wild quadrupeds on private property receives less than a 20% compliance rate from permitted individuals abiding by the terms and conditions of those permits,
- THEREFORE BE IT RESOLVED, in order to provide the public with a legal means of controlling nuisance wild quadrupeds, the attached Notice of Intent establishing regulations for controlling nuisance wild quadrupeds is adopted by the Louisiana Wildlife and Fisheries Commission.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

NOTICE OF INTENT

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate rules governing control of nuisance wild quadrupeds.

Title 76

Wildlife and Fisheries

Part V. Wild Quadrupeds and Wild Birds

Chapter 1. Wild Quadrupeds

§125. Control of Nuisance Wild Quadrupeds

A. This rule applies only to the control of the wild quadrupeds listed below and ONLY when they are conclusively proven to be creating a nuisance or causing damage to property. The burden of establishing that the animal in question is causing the property damage shall rest with the property owner.

B. The following wild quadrupeds may be taken year-round without permit by the property owner or his designee, but only by trapping or shooting during legal daylight hours: coyote, armadillo, nutria, beaver, skunks, and opossums.

C. Squirrels, rabbits, foxes, bobcats, mink, otter, muskrat, raccoons and any of the other species listed above may be trapped alive and relocated to suitable habitat without permit provided the following conditions are met.

1. Written permission is obtained from the property owner where the animals are to be released and such written permission is carried in possession while transport and release activities are taking place.

2. Animals are treated in a responsible and humane manner and released within 12 hours of capture.

D. Traps shall be set in such a manner that provides the trapped animal protection from harassment from dogs and other animals and direct sun exposure.

E. Nuisance animals listed above may be so controlled only on the owner's property to prevent further damage.

F. Property owners must comply with all additional local laws and/or municipal ordinances governing the shooting or trapping of wildlife or discharge of firearms.

G. No animal taken under this provision or parts thereof shall be sold. A valid trapping license is required to sell or pelt nuisance furbearers during the open trapping season.

H. No species taken under the provisions of this rule shall be kept in possession for a period of time exceeding 12 hours.

I. This rule has no application to any species of bird as birds are the subject of other state and federal laws, rules and regulations.

J. Game animals, other than squirrels and rabbits, may only be taken by hunting during the open season under the conditions set forth under Title 56 of the Louisiana Revised Statutes and the rules and regulations of the Department of Wildlife and Fisheries.

AUTHORITY NOTE: Promulgated in accordance with the Louisiana Constitution, Article IX, Section 7, R.S. 56:1, R.S. 56:5, 56:6(10), and (15), R.S. 56:112, et seq.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR .

The Secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this notice of intent and the final rule, including but not limited to, the filing of the notice of intent and final rule and the preparation of reports and correspondence to other agencies of government.

Interested persons may submit comments relative to the proposed rule to: Brandt Savoie, Fur and Refuge Division, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA 70898-9000 prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding

Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M. Gattle, Jr.
Chairman

A Resolution - Acadiana Conservation Corridor was discussed by Mr. Randy Myers. Act 1129 of the 2001 Regular Session authorized the Department of Transportation and Development (DOTD) to transfer a certain parcel of land, consisting of 2,285 acres, to the Department of Wildlife and Fisheries. This has been referred to as the I-49 Scenic Corridor line between the Interstate and Bayou Boeuf-Cocodrie Diversion Channel. This land extends for 30 miles through Evangeline, Avoyelles and into southern portion of Rapides Parishes. The northern boundary is about 400 feet wide and the southern is about 2,500 feet wide. This land is composed mainly of mature, bottomland hardwood. This property has been posted in the past by DOTD and no access has been allowed. Legislation allows for: big game hunting only, no timber cutting, no access shall be granted from I-49, no ATV's will be allowed, and no construction of any type will be allowed except with adjacent landowners in order to maintain drainage or access. The Resolution gives the Secretary authority to sign all documents to transfer and establish the area as a WMA. Commissioner Busbice asked if denying access from I-49 was a Department recommendation? Mr. Myers stated there are 4 different highways that intersect the property and there is a boat launch on the Bayou Cocodrie-Boeuf Diversion Channel that can be used. Chairman Gattle asked if this property would be maintained like the Natchez Trace Parkway? Mr. Myers stated staff is still working on how to manage the property. Chairman Gattle then asked how would a bowhunter hunt in such a narrow corridor? Mr. Myers stated they have been contacted by the Louisiana Wildlife Federation and members of the Bowhunters Association inquiring as to when the area would be available for hunting. So he felt there would be people to take advantage of this opportunity to hunt the area. Commissioner Stone asked if it was completely fenced. Mr. Myers thought it was fenced primarily on the Interstate side. Mr. Tommy Prickett stated the Legislator's aim was to provide very little public recreation where there has been none in the past. Mr. Myers read the Therefore Be It Resolved portion of the Resolution. Chairman Gattle then asked for public comments.

Mr. Warren Coco suggested hunters could access the area by bicycles.

Mr. Tom Dufour asked if this transfer was so the Department of Transportation and Development could get out from maintaining the property? Mr. Myers stated DOTD would still maintain the I-49 right-of-way, but would have a hands-off approach to the wooded area.

Commissioner Kelly made a motion to adopt the Resolution. It was seconded by Commissioner Stone and passed with no opposition.

(The full text of the Resolution is made a part of the record.)

RESOLUTION

ESTABLISHING THE ACADIANA CONSERVATION CORRIDOR

Adopted by the
Louisiana Wildlife and Fisheries Commission

August 1, 2002

WHEREAS, the Louisiana Legislature enacted Act 1129 of the Regular Session of 2001, sponsored by Senator Joe McPherson and attached hereto, authorizing and empowering the Secretary of the Department of Transportation and Development to convey, transfer, assign and deliver to the Department of Wildlife and Fisheries, a certain tract or parcel of land situated in the parishes of Rapides, Evangeline, Avoyelles, and St. Landry.

WHEREAS, the tract is described as the approximately twenty mile long scenic easement lying between the I-49 right-of-way westward to the Bayou Boeuf-Cocodrie Diversion Canal, beginning just north of the community of Washington in St. Landry Parish, and extending northward through Evangeline, Avoyelles, and the southern portion of Rapides Parishes and being more specifically identified on the attached plat.

WHEREAS, this property contains valuable wildlife habitat, the protection and proper management of which is critical to the State's conservation and wildlife management efforts.

WHEREAS, it is the recommendation of the Secretary of the Department of Wildlife and Fisheries that in order to enhance wildlife habitat in the state and provide for

public use and recreational opportunities on these lands that they be established as a wildlife management area to be called the Acadiana Conservation Corridor.

WHEREAS, pursuant to Act 1129 of the Regular Session of 2001, no timber cutting is allowed on the described property. Construction of any kind and use of all-terrain vehicles on the property shall be prohibited. There shall be no access from Interstate 49 onto the property. Hunting on the property shall be limited to bow hunting for big game only. Furthermore, the property shall be maintained in its natural state by the Department, however, the Secretary may enter into cooperative endeavor agreements with private landowners within the boundaries of, and adjacent to, the described property in order to maintain adequate drainage and access as may be required by law.

THEREFORE BE IT RESOLVED, that the Wildlife and Fisheries Commission does hereby select, in accordance with the laws of the State of Louisiana, particularly Title 56, Section 781 et seq. of the Revised Statutes of 1954, the state owned land described above, comprised of 2,285 acres, more or less, to be established as a Wildlife Management Area.

BE IT FURTHER RESOLVED, that there shall be no timber cutting allowed on the property, construction of any kind and the use of all-terrain vehicles shall be prohibited, hunting shall be limited to bow hunting for big game only, there shall be no access from I-49, and that the property shall be maintained in its natural state by the Department, however, the Secretary may enter into cooperative endeavor agreements with private landowners within the boundaries of, and adjacent to, the described property in order to maintain adequate drainage and access as may be required by law.

BE IT FURTHER RESOLVED, that this property shall be used exclusively for wildlife management purposes, and as such, is perpetually dedicated to the protection, conservation and management of fish and wildlife and their habitat, and such public recreation, including, but not limited to, hunting, bird watching, and trapping, which is consistent with these purposes.

BE IT FURTHER RESOLVED, that the Wildlife and Fisheries Commission authorizes the Secretary of the Department of Wildlife and Fisheries, on behalf of the Commission, to take all actions necessary in furtherance of establishing the Acadiana Conservation Corridor, including securing and signing all legal documents.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

Then Mr. Randy Myers presented a **Declaration of Emergency - Hunting Season Dates for Floy McElroy WMA and Acadiana Conservation Corridor**. The Floy McElroy WMA is an approximately 650 acre WMA near Rayville and the transfer to the Department has just recently been completed. Staff has been working to reforest the area in order for it to be available for public recreation. The season for Acadiana Conservation Corridor shall be for archery hunting of deer only from October 1 through January 31. For the Floy McElroy WMA, youth hunts for dove will be held on September 14-15 and there will be a lottery, youth gun hunt for either-sex deer. These restrictions follow the same guidelines as the other WMAs, added Mr. Myers. Chairman Gattle asked if the Floy McElroy WMA was a stand alone piece of property? Mr. Myers stated yes. Commissioner Denmon asked where was the property? Mr. Myers stated it was north-northeast of Rayville. Mr. Tommy Prickett stated Mrs. McElroy did not want to see the property subdivided and made into a subdivision like what was occurring adjacent to the property. It would be the Department's first really usable urban WMA which would be used as a classroom-field environment. Mr. Myers read the Therefore Be It Resolved portion of the Resolution. Commissioner Denmon made a motion for adoption and it was seconded by Commissioner Stone. The motion passed with no opposition.

(The full text of the Resolution and Declaration of Emergency are made a part of the record.)

RESOLUTION

LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission Meeting held in Baton Rouge, LA, August 1, 2002.

WHEREAS, the Department of Wildlife and Fisheries has recently acquired the Acadiana Conservation Corridor, and

WHEREAS, the transfer of the Floy McElroy WMA to the Department of Wildlife and Fisheries was recently completed, and

WHEREAS, the original Notice of Intent for hunting seasons that was adopted by the Commission was enacted before the acquisition of the Acadiana Conservation Corridor and the transfer of the Floy McElroy WMA,

THEREFORE BE IT RESOLVED, that the attached Declaration of Emergency to set the hunting seasons for the Acadiana Conservation Corridor and the Floy McElroy WMA be adopted by the Louisiana Wildlife and Fisheries Commission.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

Hunting Regulations - Acadiana Conservation Corridor and
Floy McElroy Wildlife Management Areas

In accordance with the emergency provision of R.S. 49:953(B) of the Administrative Procedure Act, and under the authority of R.S. 56:115, the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby adopts the following emergency rule:

Acadiana Conservation Corridor

Deer: Archery only: October 1-January 31

Floy McElroy Wildlife Management Area

Doves: September 14-15 Youth hunt.

Deer: November 16 Youth gun hunt (lottery), either-sex, total hunters - 8.

Hunts restricted to youths younger than 16 years of age and supervising adult who must be 18 years of age or older. Youths must possess a hunter safety certification or proof of successful completion of a hunter safety course. If the accompanying adult is in possession of hunter safety certification, a valid hunting license or proof of successful completion of a hunter safety course, this requirement is waived for the youth. Adults may not possess a firearm and youths may possess only one firearm while hunting. The supervising adult must maintain visual and voice contact with the youth at all times.

A Declaration of Emergency is necessary to establish the hunting season for the Acadiana Conservation Corridor and the Floy McElroy WMA. The Acadiana Conservation Corridor is a recently acquired WMA and as such was not included with the original Notice of Intent. The transfer of the Floy McElroy WMA to the Department and the development of the hunting season was recently completed and as such was not included with the original Notice of Intent.

Thomas M. Gattle, Jr.
Chairman

Tentative Seasons Dates for 2002-03 Waterfowl Season began with Mr. Robert Helm showing a status video from the U.S. Fish and Wildlife Service. Recapping the video, Mr. Helm stated pond numbers were down in the Prairies, mallard population levels were unchanged from last year, there should be less young in the flight due to poor production in the Prairies, and there will probably be a big reduction in duck numbers next year. The Department just finished hosting the Mississippi Flyway Council Meeting in Baton Rouge 2 days prior to the Commission Meeting. The Flyway is divided into 2 separate Regulation Committees and the meeting ended with separate regulations for each region. The Upper Group recommended a 45 day season with a 6 bird bag limit, while the Lower Group recommended a 60 day season with a 6 bird bag. Two representatives left that meeting for a meeting with the U.S. Fish and Wildlife Service who makes the final decision. Results from the meeting with the Service calls for a 60 day duck season but only a 30 day pintail season and a closed season on canvasbacks nationwide. Another change has allowed extended frameworks for all states to open earlier or to close the season later. Recommended

season dates for the ducks and coots, excluding pintails and canvasbacks: west zone - November 9-December 1 and December 14-January 19, east zone - November 16-December 1 and December 14-January 26. Pintail dates would follow the first 30 days of each zone. Youth weekend hunts for the west zone would be November 2-3 and November 9-10 for the east zone. Daily bag limits remain the same as last year except for pintails and canvasbacks. Goose season dates would be a statewide opening on November 2-December 1 and December 14-February 7. Canada goose season would open on a Saturday this year and run through the following Sunday. The dates for the Conservation Order for light geese would be December 2-December 13 and then from February 8-March 9. Then Mr. Helm read the second split dates for rails, gallinules and snipe. For rails and gallinules, the dates would be November 9-January 1 and then snipe would open November 2-December 1, and December 14-February 28. Chairman Gattle stated he has received comments that hunters want to hunt as much as possible during the first split. He then proposed the west zone dates of November 9-December 8, then reopen December 21-January 19. This proposal would cause a one week overlap with the 2 zones and then there would be one week for the Conservation Order to open. Commissioner Busbice asked what were the dates last year for the west zone? Mr. Helm stated it was a 23 day first split and then a 37 day second split. Chairman Gattle opened the meeting for public comments.

Mr. Lenny Hinskins felt it was going to be difficult to take 6 ducks and the Commission should look into a way to conserve duck populations. Chairman Gattle asked if they could change what the Service has implemented? Mr. Helm stated the State could have more restrictive regulations.

Then Mr. Helm asked Chairman Gattle if the Commission changed the dates for the west zone, would he want to change the goose seasons as well? Commissioner Sagrera commented that the Conservation Order would then come into play a week earlier when the goose season ended. Mr. Helm added that the change would also affect the pintail season for the west zone. Chairman Gattle stated the 86 day goose season would close a week earlier. Then he asked if there were any public comments on ending the season a week earlier or on his proposed season dates and none were heard. Commissioner Denmon made a motion to adopt the Resolution as presented except the first split for the duck season in the west zone would run through December 8 and the second split would begin on December 21 and run for 30 days and also the pintail season for the west zone would run from November 9-December 8. Mr. Tommy

Prickett asked if the Commission's intent was to change the west zone dates, allow Mr. Helm the opportunity to read the dates for the duck and goose seasons. Chairman Gattle asked Mr. Helm if on pintails for the west zone, the 30 days would all be within the first split. Mr. Helm stated yes, and added that in the west zone there would be no second split for pintails. Mr. Helm then went over the dates again (listed below the Resolution). Commissioner Sagrera seconded the motion and it passed with no opposition.

(The full text of the Resolution is made a part of the record.)

RESOLUTION

LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission meeting in Baton Rouge, Louisiana, August 1, 2002

WHEREAS, public hearings have been held to discuss the status of waterfowl, including ducks, coots, and geese in Washington DC, and

WHEREAS, rules and regulations governing waterfowl season framework have been developed by the U.S. Fish and Wildlife Service, and

WHEREAS, the Louisiana Department of Wildlife and Fisheries staff has presented recommendations for waterfowl including season dates, bag limits and shooting hours, and

WHEREAS, it is the constitutional responsibility of the Louisiana Wildlife and Fisheries Commission to establish hunting seasons for waterfowl within the constraints of the U.S. Fish and Wildlife Service framework, now

THEREFORE BE IT RESOLVED that on this date, the Louisiana Wildlife and Fisheries Commission does hereby tentatively adopt the attached season dates, bag limits and shooting hours, and

BE IT FURTHER RESOLVED that these tentative dates will be ratified

by Declaration of Emergency unless significant changes are mandated by the U.S. Fish and Wildlife Service and the Secretary is hereby authorized and delegated the authority to take any and all steps necessary on behalf of the Commission to promulgate and effectuate these seasons as a Declaration of Emergency; and

BE IT FURTHER RESOLVED that these dates will be forwarded to the U.S. Fish and Wildlife Service as regulations set for Louisiana's 2002-2003 Migratory Bird Hunting Regulations.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

TENTATIVE SEASON RECOMMENDATIONS
FOR DUCKS, COOTS AND GEESE, 2002-03

DUCKS AND COOTS: (EXCEPT PINTAIL AND CANVASBACK)

West Zone: (60 days) Nov. 9 (Sat.) - Dec. 8 (Sun.) (30 days)
Dec. 21 (Sat.) - Jan. 19 (Sun.) (30 days)

East Zone: (60 days) Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
(Including Catahoula Lake) Dec. 14 (Sat.) - Jan. 26 (Sun.) (44 days)

Pintail Season Dates (30 days)

West Zone: Nov. 9 (Sat.) - Dec. 8 (Sun.) (30 days)

East Zone: Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
Dec. 14 (Sat.) - Dec. 27 (Fri.) (14 days)

Canvasback Season Dates - CLOSED

Youth Waterfowl Weekend - Nov. 2-3 in West Zone, Nov. 9-10 in East Zone

Daily Bag Limits

The daily bag limit on ducks is 6 and may include no more than 4 mallards (no more than 2 of which may be females), 3 mottled ducks, 1 black duck, 2 wood ducks, 1 pintail (during the

specified 30 day season only and during youth hunts), 3 scaup, and 2 redhead. Daily bag limit on coots is 15.

Mergansers - The daily bag limit for mergansers is 5, only 1 of which may be a hooded merganser. Merganser limits are in addition to the daily bag limit for ducks.

Possession Limit - The possession limit on ducks, coots and mergansers is twice the daily bag limit.

GEESE:

LIGHT GEESE (SNOW, BLUE and ROSS') and WHITE-FRONTED GEESE

STATEWIDE: (86 days) Nov. 2 (Sat.) - Dec. 8 (Sun.) (37 days)
Dec. 14 (Sat.) - Jan. 31 (Fri.) (49 days)

Daily bag limit on light geese (snow, blue and Ross'): 20
Possession limit on light geese (snow, blue and Ross'): None

Daily Limit on white-fronted geese: 2
Possession Limit on white-fronted geese: 4

CANADA GEESE: CLOSED IN THE AREA DESCRIBED BELOW

Jan. 18 (Sat.) - Jan. 26 (Sun.) (9 days)

Daily Limit on Canada geese: 1
Possession limit on Canada geese: 2

The Canada Goose Season will be open statewide except for a portion of southwest Louisiana. The closed area is described as follows:

Beginning at the Texas State Line, proceeding east along Hwy. 82 to the Calcasieu Ship Channel, then north along the Calcasieu Ship Channel to its junction with the Intracoastal Canal, then east along the Intracoastal Canal to its juncture with LA Hwy. 82, then south along LA Hwy. 82 to its juncture with Parish Road 3147, then south and east along Parish Road 3147 to Freshwater Bayou Canal, then south to the Gulf of Mexico, then west along the shoreline of the Gulf of Mexico to the Texas State Line, then north to the point of beginning at LA Hwy. 82.

A special permit shall be required to participate in the Canada Goose Season. A permit is required of everyone, regardless of age, and a non-refundable \$5 administrative fee will be charged. This permit may be obtained from any license vendor.

CONSERVATION ORDER FOR LIGHT-GEESSE (SNOW, BLUE AND ROSS')

STATEWIDE: Dec. 9 (Mon.) - Dec. 13 (Fri.) (5 days)
Feb. 1 (Sat.) - Mar. 9 (Sun.) (37 days)

Only snow, blue and Ross' geese may be taken under the terms of the Conservation Order, which allows the use of electronic calls and unplugged shotguns and eliminates the daily bag and possession limits. During the Conservation Order, shooting hours begin one-half hour before sunrise and extend until one-half hour after sunset.

RAILS: Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

KING AND CLAPPER: Daily bag limit 15 in the aggregate, Possession 30.

SORA AND VIRGINIA: Daily bag and possession 25 in the aggregate.

GALLINULES: Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

Daily bag limit 15, Possession limit 30

SNIPE: Nov. 2 (Sat.) - Dec. 8 (Sun.) (37 days)
Dec. 14 (Sat.) - Feb. 21 (Fri.) (70 days)

Daily bag limit 8, Possession limit 16

Shooting Hours: one-half hour before sunrise to sunset, except at the Spanish Lake Recreation Area in Iberia Parish where shooting hours, including the Conservation Order, end at 2 p.m.

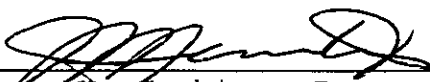
The Chairman then asked for Public Comments - 2003 Turkey Season and none were heard.

The Commissioners agreed to hold the December 2002 Meeting on Thursday, December 5, 2002 beginning at 10:00 a.m. at the Baton Rouge Headquarters.

Chairman Gattle then asked for any **Public Comments**. Mr. Tommy Prickett reminded the Commission they passed a resolution banning importation of white-tailed deer into Louisiana due to chronic wasting disease. Within the last weeks, the medical field has reported that 3 individuals from Minnesota died of Creutzfeld-Jakob Disease which is the human version of mad cow disease. The connection among the 3 individuals is they went to a wild beast feast at the same hunting lodge and they all ate white-tailed deer from Colorado's endemic area. Mr. Prickett emphasized this is not new news, 2 individuals died in 1993 and the other person died in 1996. He added that there is a strong connection between the 3 individuals and chronic wasting disease in deer and elk. If the medical community is not wrong, the impact could be serious on the recreational hunting of deer and elk, concluded Mr. Prickett.

Mr. Sam Smith, President of the Trappers and Alligator Hunters Association, stated on behalf of his members, they are opposed to the reduction in the alligator tag fee. This opinion is not that of the alligator industry, he added.

There being no further business, Commissioner Kelly made a motion to **Adjourn** the meeting and it was seconded by Commissioner Sagrera.



James H. Jenkins, Jr.
Secretary

JHJ:sch

MINUTES OF THE MEETING
OF
LOUISIANA WILDLIFE AND FISHERIES COMMISSION

Thursday, August 1, 2002

Chairman Thomas M. Gattle, Jr. presiding.

Bill Busbice
Terry Denmon
Tom Kelly
Wayne Sagrera
Jerry Stone

Commissioner Lee Felterman was absent from the meeting.

Undersecretary James Patton was present for Secretary Jenkins.

Chairman Gattle called for a motion for approval of the **July 2, 2002 Commission Minutes**. A motion for approval was made by Commissioner Denmon and seconded by Commissioner Stone. The motion passed with no opposition.

Donation to Artificial Reef Program by Chevron/Texaco began with Mr. Rick Kasprzak stating the program started in 1986 with the passing of the Louisiana Fishing Enhancement Act. It was designed to take advantage of obsolete oil and gas platforms and would provide excellent fishing opportunities. Since the program began, 105 platforms have been converted into reefs in 32 different locations. This project involved Chevron/Texaco South Pass 54 Platform. It was towed 22 miles to the West Delta 134 reef site and was sunk in 180 feet of water. Chevron/Texaco has agreed to donate half of their savings to the artificial reef program. These monies will be used for marine research, fishery enhancement projects and artificial reef development and maintenance. Mr. Kasprzak then introduced Mr. Jeffrey Theriot with Chevron/Texaco. Mr. Theriot stated it was a pleasure to make this donation and to work with the Department. Chairman Gattle thanked Mr. Theriot.

Representative Bobby Faucheux began the next item, **Discussion of Resolutions Passed During the 2002 First Extraordinary Legislative Session** stating the area around Blind River has become

close to his heart. When the Department accepted the donation of the Maurepas Swamp WMA last year, this changed the way of life for the people in St. James, St. John the Baptist and Ascension Parishes. The Department's Secretary sent letters to camp owners stating they would have to move from this area. Representative Faucheux felt it was important for his constituents to bring it to the Legislature's attention to see what their desire was. The actions from this past legislative session could only be in the form of urge and request. The Representative then went through several pieces of legislation that pertained to the management of Maurepas Swamp WMA. The first was House Concurrent Resolution 19 which urged and requested the Commission and Office of State Parks to look at establishing state parks on WMAs. He felt this would be a great enhancement to the park system. The next House Concurrent Resolution dealt with 8 camps on the Reserve Canal and Mississippi Bayou. St. John the Baptist Parish has filed a lawsuit to allow the use of camps in the Maurepas WMA. Representative Faucheux stated he knew the Department had a policy not to allow camps on WMAs, but he noted there have been exceptions in the Des Allemands area especially for those people who may have been in the area before the land was acquired by the Department. House Resolution 20 and Senate Resolution 29 requested that dogs be allowed on the Maurepas Swamp WMA. This area is not accessible by vehicle but mainly by river and this makes it difficult to hunt from stands. House Concurrent Resolution 44 dealt with allowing Airboat Adventures to conduct their tours by staying on the main tributary of the Blind River. They would not be allowed to go into the smaller tributaries nor would they be allowed to tour during the hunting or rutting seasons. The last resolution dealt with allowing an interchange through the WMA which would remove the hazardous and heavy trucks off residential roads in LaPlace and Reserve areas. Representative Faucheux thanked the Commission for allowing him to make his presentation and would be available to answer questions. Chairman Gattle thanked Representative Faucheux for coming. He then asked where was the exception for allowing camps on WMAs? Representative Faucheux stated it was on the Salvador WMA. Then Chairman Gattle asked the Department to let him know about the request for airboats in certain sites outside of hunting season. He also felt this was a good way to show others the pristine swamps in Louisiana. Representative Faucheux stated he did not think anything that has been requested would be detrimental and also asked the Department to look into and study these requests. Commissioner Denmon asked if the tours on Blind River could be conducted with anything other than an airboat? The Representative answered yes, there have been larger boats with

outboard motors constructed but they can not get into the shallower areas of the River. Commissioner Denmon commented that airboats disturb wildlife more than any other type of boat. He then felt if the tours could be conducted with some other type of device, this compromise may help work through this request. Again Representative Faucheux stated these tours would not be conducted during the hunting or rutting seasons. Also he noted he was partial to his area and believed it was the prettiest and natural area in his district. Commissioner Busbice asked, of all the resolutions, what would be the highest priority. Representative Faucheux felt the camps would be first then followed by airboats. Commissioner Sagrera asked if the airboat usage would be restricted on the areas and times of year to minimize problems? Representative Faucheux stated the Commission could restrict the airboat usage to certain tributaries.

The Monthly Law Enforcement Report for July & Presentation of Life Saving Awards to Lt. Brian Clark & Pilot Gene Rackle was given by Major Keith LaCaze. The following numbers of citations were issued during July.

Region I - Minden - 87 citations and 21 warnings.

Region II - Monroe - 60 citations and 2 warnings.

Region III - Alexandria - 188 citations and 15 warnings.

Region IV - Ferriday - 97 citations and 3 warnings.

Region V - Lake Charles - 267 citations and 8 warnings.

Region VI - Opelousas - 171 citations and 18 warnings.

Region VII - Baton Rouge - 315 citations and 17 warnings.

Region VIII - New Orleans - 296 citations and 22 warnings.

Region IX - Schriever - 238 citations and 41 warnings.

Oyster Strike Force - 42 citations.

Seafood Investigation Unit - 23 citations.

SWEP - 12 citations.

Refuge Patrol - 34 citations and 4 warnings.

The grand total of citations issued statewide for the month of July was 1,830. Also there were 151 warning citations issued statewide.

The aviation report for July 2002 showed enforcement pilots flew three airplanes a total of 68.5 hours for enforcement and 20.1 hours for other divisions. Three citations were issued.

Then Lt. Col. Charlie Clark stated he wanted to make a presentation of two awards for outstanding work. On January 20, 2002, a 74 year old man went on an early morning duck hunt from the Breton Sound Marina. The man went into a small canal and ran his boat aground and was not able to get it out with the motor. He got out of the boat and tried to pull it to deeper water. While doing this, the man impaled himself up to his chest and was unable to get back into the boat. He then contacted his family who in turn contacted the marina who contacted the Department. Two employees were notified, Lt. Brian Clark and Pilot Gene Rackle and they flew to the area while the marina owners searched by boat. The employees went searching around the Biloxi WMA and saw the boat with the individual tied behind the transom. Mr. Rackle put the plane down on the water and they had to tie a rope around the man and pull him out with the outboard motor. The man was in the latter stages of hypothermia and they were able to warm him with a labrador from the marina owners boat. Mr. Rackle was able to take off after dark and was successful in not damaging the plane. The success of this rescue was not only due to the conscientious efforts of the marina operators but also to the Department employees. Lt. Col. Clark then commended Lt. Clark with the Life Saving Award and Mr. Rackle with the Meritorious Service Award. Chairman Gattle congratulated and thanked both men for a job well done.

A Declaration of Emergency and Notice of Intent - Shrimp Excise Tax was handled by Major Jeff Mayne. He reminded the Commission they passed a resolution supporting legislation for a shrimp excise tax to be collected on landed shrimp as well as imported shrimp. Act 75 of the 2002 Regular Legislative Session enacted this law. The Declaration of Emergency and Notice of Intent will help formulate regulations that will administer the program more efficiently. Chairman Gattle asked if the Legislation went into effect July 1? Major Mayne answered yes and that the first reports are due by August 10 which created the need for the

Declaration of Emergency. He added they do not feel the dealers will be burdened further since they already are required to keep records. Chairman Gattle asked what was the need for a Notice of Intent? Mr. Mike Landrum stated the Department was trying to catch up to the legislation and this could not be accomplished without these regulations. Major Mayne noted the legislation contained a sentence that recommendations from the Seafood Advisory Board could be made to the Commission. This Board submitted a letter which contained their recommendations and these have been incorporated into the proposed rule. Commissioner Denmon asked if the Department of Agriculture was in the loop on these regulations? Major Mayne stated they have their own regulations and that all agencies are working together to deal with this problem. Commissioner Denmon asked if they opposed the regulations? Major Mayne answered no. Chairman Gattle asked if there was a tax in place already? Major Mayne stated there was an existing severance tax which was paid by the Wholesale Dealer. This legislation repealed the severance tax and reenacted it and is now called an excise tax. It is applied to imported shrimp as well as what was collected on the severance tax. Chairman Gattle then asked for public comments on the proposed rules?

Mr. Glen Poche asked if the tax would be applied to shrimp that are processed and breaded or just on shrimp that is coming in with heads on? Major Mayne stated they have drawn a line and decided not to fool with breaded or cooked products. Mr. Poche added a lot of shrimp is coming in that is already peeled.

Hearing no further comments, Commissioner Kelly made a motion to approve the Declaration of Emergency. Commissioner Sagrera seconded the motion and it was unanimously approved. On the Notice of Intent, a motion to approve was made by Commissioner Sagrera and was seconded by Commissioner Kelly. The motion passed with no opposition.

(The full text of the Declaration of Emergency and Notice of Intent are made a part of the record.)

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, the Wildlife and Fisheries Commission does hereby promulgate this Declaration of Emergency relative to the excise tax on shrimp.

Act 75 of the 2002 Regular Session of the Louisiana Legislature enacted a shrimp excise tax to be collected on shrimp harvested in Louisiana waters and shrimp imported into Louisiana. The legislation mandates that the Department begin the process for collection of this excise tax on July 1, 2002, the effective date of the Act. In order to meet the statutorily-mandated timeline, and to provide the mechanism which will allow wholesale/retail seafood dealers to comply with the Act, and to put other provisions in place which are essential for the effective administration of the program, the following rule must be promulgated by a declaration of emergency.

Further, effectively enforcing regulations which enable the identification of both domestically-harvested and imported shrimp will provide mechanisms to more adequately monitor harvest information of shrimp in Louisiana.

Such regulations will further enable the identification of imported shrimp, which may be subject to testing for the antibiotic chloramphenicol under rules and regulations adopted by the Louisiana Department of Agriculture and Forestry. Chloramphenicol is used in some countries in connection with the production of shrimp and other seafood products. The United States Food and Drug Administration has banned the use of chloramphenicol in animals which are raised for human consumption. In January of 2002, the European Union banned imported Chinese products intended for human consumption or for use in animal feed, as a result of the discovery of chloramphenicol residues in seafood products harvested from and produced in that country.

Implementation of this emergency rule will also provide information relative to the amounts and sources of imported shrimp in Louisiana's extremely important commercial markets. The inability of the state to measure the economic importance of imported shrimp in Louisiana poses an imminent fiscal and economic peril to the state and its citizens. It is critical for the State of Louisiana to track and monitor the importation of shrimp from other countries for health reasons. Previous and existing laws and regulations only accommodated the monitoring and tracking of shrimp harvested within the State. Imported shrimp numbers have been

increasing nationwide over the past several years. Monitoring and tracking imported shrimp will enhance the enforcement effort required to monitor harvest, and track, and to prevent the mislabeling, commingling, smuggling, false reporting and under-reporting of domestically harvested Louisiana shrimp.

Additional revenue in the form of an import tax or excise tax or other revenue-generating mechanism will be necessary in order to accomplish this end; therefore it is imperative that the Department begin immediately to implement the Act and to put in place the mechanisms for doing so.

This Declaration of Emergency will become effective on August 1, 2002, and shall remain in effect for the maximum period allowed under the Administrative Procedure Act or until adoption of the final rule.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 3. Saltwater Sport and Commercial Fishing

§365. Shrimp Excise Tax

A. Shrimp excise tax, shrimp records, shrimp packaging:

1. A shrimp excise tax shall be paid in accordance with the provisions as set forth in R.S. 56:506. Dealers shall file monthly tax reports and furnish all information required thereon on forms provided by the department. A wholesale/retail seafood dealer shall file a monthly report indicating "zero" in amount due, for each month in which such wholesale/retail seafood dealer does not import shrimp into the state and does not purchase or acquire shrimp harvested in Louisiana directly from a harvesting vessel.

2. Wholesale/retail seafood dealers, retail seafood dealers, restaurants and retail grocers shall maintain records in accordance with R.S. 56:306.5 and 56:506. In addition to the requirements therein, wholesale/retail seafood dealers when selling or otherwise transferring shrimp shall specify on each invoice of sale or transfer required to be delivered to retail dealers, restaurants and/or retail grocers the specific country of origin of

the shrimp being sold or transferred. All purchase and sales records of wholesale/retail seafood dealers, which are required to be maintained by law, shall specify the country of origin of all shrimp acquired and sold or transferred. All purchase records of retail dealers, restaurants and retail grocers which are required to be maintained by law, shall specify the country of origin of shrimp acquired or purchased. Shrimp from different countries shall be recorded separately on all records.

3. All records for shrimp, which are harvested from Louisiana waters or which are landed in Louisiana from a harvesting vessel, shall indicate such shrimp are a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)".

4. It shall be a violation of this section for any wholesale/retail seafood dealer to purchase, barter, sell, exchange or possess any shrimp without paying all excise taxes owed on the shrimp as provided by law.

5. Wholesale/retail seafood dealers shall provide all information required on forms provided for the purpose of data collection relating to the shrimp excise tax. Such information shall include but not be limited to:

- a. Wholesale/retail seafood dealer license number;
- b. Month and year, indicating reporting month and year;
- c. Date of submission, date in which the dealer or authorized representative completes and submits shrimp excise report form;
- d. Legal name of business;
- e. If purchasing or acquiring shrimp from vessels harvesting or landing in Louisiana waters, pounds of such shrimp purchased or acquired; shrimp that are landed in Louisiana by harvesting vessels are deemed to be taken in Louisiana waters.
- f. If purchasing, importing, storing, brokering, or receiving shrimp domestically harvested within the United States, pounds of such shrimp purchased, imported, stored, brokered or received.

g. If purchasing, importing, storing, brokering, or receiving shrimp from a foreign country, pounds of such shrimp purchased, imported, stored, brokered or received.

h. If purchasing, importing, storing, brokering, or receiving shrimp which were taken, harvested or landed in Louisiana and excise tax has previously been paid and such shrimp are packaged, labeled and recorded to be a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)", indicate the pounds of such shrimp. No shrimp excise tax is due again on such shrimp.

i. For all shrimp reported, the shrimp excise report form shall indicate the form in which all shrimp is purchased, imported, received, brokered or stored (i.e. heads-on, headless, or peeled). Shrimp which are fully cooked, canned cooked or breaded cooked, and frozen cooked shrimp ready for immediate consumption, shall be exempt from the requirements herein.

j. All lines, columns and blocks on the shrimp excise tax report form shall be filled out in order for the form to be deemed completed.

k. Signature of dealer or authorized representative, (first and last name) and date.

6. No wholesale/retail seafood dealer, retail seafood dealers, restaurants or retail grocers shall knowingly possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp which is represented to be a product of the United States or a product of Louisiana unless such shrimp is actually a product of the United States or a product of Louisiana.

7. No wholesale/retail seafood dealer, retail seafood dealers or restaurants shall possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp from a foreign country which is commingled with shrimp caught in the United States or which is represented to be a product of the United States.

B. Violations of the provisions of this Section shall constitute a class four violation as defined in R.S. 56:34.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:506.

HISTORICAL NOTE: Promulgated by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 28: .

Thomas M. Gattle, Jr.
Chairman

NOTICE OF INTENT

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate a rule relative to the excise tax on shrimp in accordance with Act 75 of the 2002 Regular Session of the Louisiana Legislature.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 3. Saltwater Sport and Commercial Fishing

§365. Shrimp Excise Tax

A. Shrimp excise tax, shrimp records, shrimp packaging:

1. A shrimp excise tax shall be paid in accordance with the provisions as set forth in R.S. 56:506. Dealers shall file monthly tax reports and furnish all information required thereon on forms provided by the department. A wholesale/retail seafood dealer shall file a monthly report indicating "zero" in amount due, for each month in which such wholesale/retail seafood dealer does not import shrimp into the state and does not purchase or acquire shrimp harvested in Louisiana directly from a harvesting vessel.

2. Wholesale/retail seafood dealers, retail seafood dealers, restaurants and retail grocers shall maintain records in accordance with R.S. 56:306.5 and 56:506. In addition to the requirements therein, wholesale/retail seafood dealers when selling or otherwise transferring shrimp shall specify on each invoice of sale or transfer required to be delivered to retail dealers, restaurants and/or retail grocers the specific country of origin of the shrimp being sold or transferred. All purchase and sales

records of wholesale/retail seafood dealers, which are required to be maintained by law, shall specify the country of origin of all shrimp acquired and sold or transferred. All purchase records of retail dealers, restaurants and retail grocers which are required to be maintained by law, shall specify the country of origin of shrimp acquired or purchased. Shrimp from different countries shall be recorded separately on all records.

3. All records for shrimp, which are harvested from Louisiana waters or which are landed in Louisiana from a harvesting vessel, shall indicate such shrimp are a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)".

4. It shall be a violation of this section for any wholesale/retail seafood dealer to purchase, barter, sell, exchange or possess any shrimp without paying all excise taxes owed on the shrimp as provided by law.

5. Wholesale/retail seafood dealers shall provide all information required on forms provided for the purpose of data collection relating to the shrimp excise tax. Such information shall include but not be limited to:

- a. Wholesale/retail seafood dealer license number;
- b. Month and year, indicating reporting month and year;
- c. Date of submission, date in which the dealer or authorized representative completes and submits shrimp excise report form;
- d. Legal name of business;
- e. If purchasing or acquiring shrimp from vessels harvesting or landing in Louisiana waters, pounds of such shrimp purchased or acquired; shrimp that are landed in Louisiana by harvesting vessels are deemed to be taken in Louisiana waters.
- f. If purchasing, importing, storing, brokering, or receiving shrimp domestically harvested within the United States, pounds of such shrimp purchased, imported, stored, brokered or received.

g. If purchasing, importing, storing, brokering, or receiving shrimp from a foreign country, pounds of such shrimp purchased, imported, stored, brokered or received.

h. If purchasing, importing, storing, brokering, or receiving shrimp which were taken, harvested or landed in Louisiana and excise tax has previously been paid and such shrimp are packaged, labeled and recorded to be a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)", indicate the pounds of such shrimp. No shrimp excise tax is due again on such shrimp.

i. For all shrimp reported, the shrimp excise report form shall indicate the form in which all shrimp is purchased, imported, received, brokered or stored (i.e. heads-on, headless, or peeled). Shrimp which are fully cooked, canned cooked or breaded cooked, and frozen cooked shrimp ready for immediate consumption, shall be exempt from the requirements herein.

j. All lines, columns and blocks on the shrimp excise tax report form shall be filled out in order for the form to be deemed completed.

k. Signature of dealer or authorized representative, (first and last name) and date.

6. No wholesale/retail seafood dealer, retail seafood dealers, restaurants or retail grocers shall knowingly possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp which is represented to be a product of the United States or a product of Louisiana unless such shrimp is actually a product of the United States or a product of Louisiana.

7. No wholesale/retail seafood dealer, retail seafood dealers or restaurants shall possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp from a foreign country which is commingled with shrimp caught in the United States or which is represented to be a product of the United States.

B. Violations of the provisions of this Section shall constitute a class four violation as defined in R.S. 56:34.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:506.

HISTORICAL NOTE: Promulgated by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 28: .

The Secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this notice of intent and the final rule, including but not limited to, the filing of the notice of intent and final rule and the preparation of reports and correspondence to other agencies of government.

Interested persons may submit comments relative to the proposed rule to: Jeff Mayne, Enforcement Division, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA 70898-9000 prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M. Gattle, Jr.
Chairman

A Notice of Intent - Outdoor Press 3-Day Migratory Bird License was presented by Mrs. Janis Landry. She stated this proposed rule would change the recently implemented rule established for the outdoor press for fishing. The proposal will add a hunting license which will take the place of the basic hunting and the duck stamp for 3 days and will cost \$20. A part of the proposed rule includes a statement that if a customer chooses to start a hunting and fishing license on the same day, the cost will be \$20 for both. In order for the HIP and hunter education information to be collected, this was the way the rule had to be written. Chairman Gattle felt this was an important step in helping to get people to Louisiana to write about the state. Commissioner Denmon asked Mrs. Landry to explain paragraph 5. Mrs. Landry stated the Department of Culture, Recreation and Tourism has to certify an applicant and then it is forwarded to this Department of Wildlife and Fisheries for final approval. The applicant can be rejected by either agency. Hearing no public comments, Commissioner Denmon made a motion to adopt the Notice of Intent. Commissioner Stone seconded the motion and it passed with no opposition.

(The full text of the Notice of Intent is made a part of the record.)

NOTICE OF INTENT

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate a Rule, LAC 76:I.327(P), which provides a special outdoor press license for purchase by nonresident members of the outdoor press for a fee of twenty dollars. The license shall be valid for four consecutive days. Authority for adoption of this Rule is included in R.S. 56:647.1. Said Rule is attached to and made part of this Notice of Intent.

Title 76

WILDLIFE AND FISHERIES

Part I. Wildlife and Fisheries Commission and Agencies Thereunder

Chapter 3. Special Powers & Duties

Subchapter H. Electronic Licenses Issuance

§327. Recreational Electronic Licensing

* * *

P. In lieu of recreational basic fishing and recreational saltwater fishing license the Department may issue a special Outdoor Press Fishing License to nonresident members of the outdoor press which will include basic and saltwater fishing; in lieu of basic hunting and Louisiana duck license the Department may issue a special Outdoor Press Hunting License to nonresident members of the outdoor press which will include migratory bird hunting and Louisiana duck license.

1. A fee of twenty dollars will be charged for each outdoor press fishing license issued and the license shall be valid for a period of four consecutive days; a fee of twenty dollars will be charged for each Outdoor Press Hunting License and the license

shall be valid for a period of three consecutive days; or a fee of twenty dollars will be charged for both if purchased for periods that begin on the same date.

2. All outdoor press licenses will be issued from the Baton Rouge Headquarters location.

3. To qualify for certification an applicant must submit to the Department of Culture, Recreation and Tourism one or more of the following:

- a. Recent tear sheets of published articles;
- b. Letter of assignment from publication, television or radio company;
- c. A written recommendation from one of the Department of Culture, Recreation and Tourism's international offices;
- d. A written recommendation from Travel South USA, Louisiana Travel Promotion Association or similar organizations;

4. In no case will the Department of Culture, Recreation and Tourism forward an application from any individual or group not directly involved in producing stories or broadcast materials pertaining to Louisiana fishing and/or outdoor recreation opportunities.

5. Certified applications with all supporting documents and license fees shall be forwarded to the Department of Wildlife and Fisheries for approval. The license fee shall be returned to the applicant for any application not certified by the Department of Culture, Recreation and Tourism or approved by the Secretary of the Department of Wildlife and Fisheries.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:6(21) and R.S. 56:641.1.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Office of Management and Finance, LR 24:505 (March 1998), amended by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 26:1078 (May 2000), amended by Department of Wildlife and Fisheries, Office of Management and Finance, LR 27:1243 (August 2001), amended by Department of

Wildlife and Fisheries Commission, Wildlife and Fisheries
Commission, LR .

The Secretary of the Department of Wildlife and Fisheries is authorize to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this Notice of Intent and the final rule, including but not limited to, the filing of the fiscal and economic impact statements, the filing of the Notice of Intent and final rule and the preparation of reports and correspondence to other agencies in government.

Interested persons may submit comments relative to the proposed Rule to Ms. Marianne Burke, Public Information Section, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA, 70898-9000, prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M. Gattle, Jr.
Chairman

Ms. Marianne Burke began the next item, **National Hunting & Fishing Day Proclamation** stating there will be four locations around the state for this year's event. She then stated the Governor has already signed a Proclamation and asked the Commission to do the same. Chairman Gattle stated the date for the event will be September 28. Hearing no further discussion, Commissioner Denmon made a motion to adopt the Proclamation. Commissioner Kelly seconded the motion and it passed with no opposition.

(The full text of the Proclamation
is made a part of the record.)

PROCLAMATION

NATIONAL HUNTING & FISHING DAY

WHEREAS, Louisianians are blessed with an abundance and diversity of game, fish, and seafood that hunters, fishers and commercial industries have long appreciated and recognized the need to conserve, and

WHEREAS, revenues raised by sportsmen and commercial industries have successfully returned some animal species that faced extinction or were threatened or endangered by environmental conditions often imposed by people to healthy populations, and

WHEREAS, hunters and anglers have a long history of contributing to conservation efforts statewide and nationwide, contributing more than \$10 billion to conservation programs during the past half a century through license fees and self-imposed excise taxes, and

WHEREAS, a recent survey by the U.S. Department of the Interior, Fish and Wildlife Service indicated that 40 percent of all Louisianians participate in some type of fish or wildlife-related activity, and

WHEREAS, latest figures indicate that the total economic impact of wildlife-related activities, including hunting and non-consumptive usage, in Louisiana is almost \$3 billion and that Louisianians directly spend \$1.3 million on hunting, fishing and other wildlife associated recreation, and

WHEREAS, Louisiana residents have spent an estimated \$41.3 million on fishing and hunting licenses during the last three years, and

WHEREAS, the state's warm Gulf waters and fertile estuarine systems are home to more than 100 commercially valuable seafood species, making Louisiana's marine fisheries one of the most important in the nation with more than 1.1 billion pounds landed annually for a dockside value of approximately \$308 million, with more than 30,000 people directly and indirectly employed in harvesting, processing, wholesaling, and distribution of Louisiana seafood.

THEREFORE BE IT RESOLVED, I, Thomas M. Gattle, Jr., Chairman of the Wildlife and Fisheries Commission, State of Louisiana, on the 1st day of August 2002, hereby proclaim

SEPTEMBER 28, 2002

AS

LOUISIANA'S HUNTING AND FISHING DAY

throughout the state of Louisiana in recognition of the economic contributions of the hunting and fishing industry and in acknowledgment of the sport enjoyed by so many of our citizens.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries Commission

A Resolution and Declaration of Emergency - 2002 Fall Inshore Shrimp Season was the first item for Mr. Marty Bourgeois. The Department's recommendation is based on an analysis of current and historical shrimp trawl data. The recommendation was to open the shrimp season statewide on Monday, August 19, 2002 at official sunrise. Zones 2 and 3 will close at official sunset December 17, 2002. Zone 1 will close December 31, 2002 except for Breton and Chandeleur Sounds which will close March 31, 2003. The resolution also gives Secretarial authority to change the dates if biological data indicates the need or if enforcement problems develop. Commissioner Kelly stated the fishermen he has talked with asked that the season open statewide on August 19. Chairman Gattle then asked for public comments.

Mr. Chris Vallet stated he has talked with fishermen from the Plaquemines Parish area and the majority requested that the inshore shrimp season open on August 19.

Hearing no further comments, Commissioner Kelly made a motion to open the fall inshore shrimp season on Monday, August 19 at official sunrise. Commissioner Sagraera seconded the motion and it unanimously passed.

(The full text of the Resolution and Declaration of Emergency are made a part of the record.)

RESOLUTION

2002 Fall Inshore Shrimp Season
adopted by the
Louisiana Wildlife and Fisheries Commission
August 1, 2002

WHEREAS, R.S. 56:497 authorizes the Wildlife and Fisheries Commission to set no less than two shrimp seasons each calendar year for all inside waters by zone, and

WHEREAS, R.S. 56:497 states that the shrimp seasons shall be based on biological and technical data which indicate that marketable shrimp, in sufficient quantities, are available for harvest, and

WHEREAS, R.S. 56:498 provides the minimum legal count on white shrimp is 100 (whole specimens) count per pound, except during the time period from October fifteenth through the third Monday in December when there shall be no count, and

WHEREAS, historical and current biological sampling conducted by the Department of Wildlife and Fisheries has indicated that white shrimp in all three inshore shrimp management zones will average 100 count minimum size or larger by mid August, now

THEREFORE BE IT RESOLVED, the Wildlife and Fisheries Commission does hereby set the 2002 Fall Inshore Shrimp Season by public notice in accordance with R.S. 56:497, to open statewide at official sunrise August 19, 2002.

BE IT FURTHER RESOLVED, the Wildlife and Fisheries Commission does hereby set the closing date for the 2002 Fall Inshore Shrimp Season at official sunset December 17, 2002 in Zones 2 and 3, and official sunset December 31, 2002 in Zone 1, except in Breton and Chandeleur Sounds, as described in LAC 76:VII.307D, which shall remain open until 6:00 a.m., March 31, 2003. The Commission also grants authority to the Secretary of the Department of Wildlife and Fisheries to change the opening or closing dates if biological or technical data indicate the need to do so or if enforcement problems develop.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002 Fall Inshore Shrimp Season is attached to and made a part of this resolution.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) and R.S. 49:967 of the Administrative Procedure Act which allows the Wildlife and Fisheries Commission to use emergency procedures to set shrimp seasons and R.S. 56:497 which provides that the Wildlife and Fisheries Commission shall fix no less than two open seasons each year for all inside waters, the Wildlife and Fisheries Commission does hereby set the 2002 Fall Inshore Shrimp season to open as follows:

Zone 1, that portion of Louisiana's inshore waters from the Mississippi-Louisiana State line westward to the eastern shore of South Pass of the Mississippi River, and

Zone 2, that portion of the Louisiana's inshore waters from the eastern shore of South Pass of the Mississippi River westward to the western shore of Vermilion Bay and Southwest Pass at Marsh Island, and

Zone 3, that portion of Louisiana's inshore waters from the western shore of Vermilion Bay and Southwest Pass at Marsh Island westward to the Louisiana-Texas state line, all to open at official sunrise August 19, 2002.

The Commission also hereby sets the closing date for the 2002 Fall Inshore Shrimp Season in Zone 2 and Zone 3 at official sunset December 17, 2002, and Zone 1 at official sunset December 31, 2002 except in the open waters of Breton and Chandeleur Sounds as described in LAC 76:VII.307D, which shall remain open until 6:00 a.m., March 31, 2003. The Commission also grants authority to the Secretary of the Department of Wildlife and Fisheries to change the opening or closing dates if biological and technical data indicate the need to do so or if enforcement problems develop.

Thomas M. Gattle, Jr.
Chairman

Then Mr. Marty Bourgeois handled the **Resolution and Declaration of Emergency - 2002-03 Oyster Season on Public Oyster Grounds, Seed Reservations & Tonging Areas**. The Marine Fisheries Division has prepared a stock assessment report which details the status of the stock. The Oyster Task Force reviewed this report and considered the Department's recommendation for the season.

These recommendations included opening the primary public seed grounds south of the MRGO to the north pass at the Mississippi River on Wednesday, September 4, 2002 and would close on April 1, 2003. The sacking only area, the Hackberry Bay Oyster Seed Reservation and the outside portion of the Atchafalaya/Vermilion Bay seed grounds would also open on September 4, 2002 and close April 1, 2003. The Bay Gardene Oyster Seed Reservation would open September 4, 2002 but would not close until April 15, 2003. The public seed grounds north of the MRGO including Lake Borgne seed grounds would open September 23, 2002 and close April 1, 2003. The Bay Junop area will open for one month only from September 4 to October 4, 2002. The Calcasieu Lake public tonging area will open October 15, 2002 and close April 30, 2003. Barataria Bay, Deep Lake, Lake Chien, Lake Felicity, Lake Tambour and Lake Mechant Public Seed Grounds and the Sister Lake Oyster Seed Reservation will remain closed during this season. The Resolution granted the Secretary authority to change the season dates if needed. Chairman Gattle opened the meeting for public comments.

Mr. Dennis Pixon, an oyster farmer and harvester and member of the Louisiana Oyster Task Force, stated they met and agreed with opening Black Bay area, Lake Machias, Bay Gardene on September 4, but requested the Lake Borgne area open on October 1. One reason for the request was to allow the fishermen that sack their oysters the opportunity to have a better marketable product. Also he requested that the season close on April 1 so the reefs can replenish themselves.

Chairman Gattle asked if the Department recommended opening the Lake Borgne area on September 23 but Mr. Pixon wanted October 1? Mr. Bourgeois stated the Department's recommendation was based on a compromise and explained how this came about. Chairman Gattle asked Mr. Bourgeois if he was opposed to either date? Mr. Bourgeois stated he would like to stand with the September 23 date. With there being no further comments, Commissioner Kelly made a motion to accept the recommendations as presented. Commissioner Sagrera seconded the motion and it passed with no opposition.

(The full text of the Resolution and Declaration of Emergency are made a part of the record.)

RESOLUTION

2002/2003 Season on the Public Oyster Grounds

August 1, 2002

WHEREAS, R.S. 56:433 provides that the Public Oyster Seed Grounds may be fished starting on the first Wednesday following Labor Day which in 2002 is September 4, and

WHEREAS, the oyster resources on the "Public Oyster Seed Grounds, Seed Reservations, and Tonging Areas" have been surveyed and the available supply and size variation has been determined, and

WHEREAS, R.S. 56:433(B) mandates a sacking only area on the Public Grounds east of the Mississippi River inclusive of Plaquemines and St. Bernard Parishes, and

WHEREAS, the Commission has considered the recommendations of the Louisiana Oyster Task Force,

THEREFORE BE IT RESOLVED, that the oyster season in the following areas will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 1, 2003: the Louisiana Public Oyster Seed Grounds not currently under lease located in an area bordered on the north by the Mississippi River Gulf Outlet and on the south by the Mississippi River and North Pass, the sacking only area of the public grounds which is generally Lake Fortuna and Lake Machias to a line from Mozambique Point to Point Gardner to Grace Point at the Mississippi River Gulf Outlet, and the Hackberry Bay Oyster Seed Reservation, and the outside portion of the Atchafalaya-Vermilion Bay Public Oyster Seed Grounds as described in LAC 76:VII.509, and

BE IT FURTHER RESOLVED, that the oyster season in the Bay Gardene Public Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 15, 2003, and

BE IT FURTHER RESOLVED, that the oyster season in the Louisiana Public Oyster Seed Grounds not currently under lease located in the area bordered on the east by the Louisiana/Mississippi state line and on the south by the Mississippi River Gulf Outlet, including that portion of Lake Borgne as described in LAC 76:VII.513, will open

one-half hour before sunrise on September 23, 2002 and close one-half hour after sunset on April 1, 2003, and

BE IT FURTHER RESOLVED, that the oyster season in the Bay Junop Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on October 4, 2002, and

BE IT FURTHER RESOLVED, that the following areas will remain closed for the 2002/2003 oyster season: Sister Lake Oyster Seed Reservation, and the Public Oyster Seed Grounds located in portions of Lake Mechant, Lake Tambour, Lake Chien, Lake Felicity, Deep Lake, and Barataria Bay (as described in LAC 76:VII.517), and that portion of the Atchafalaya-Vermilion Bay Public Oyster Seed Grounds as described in LAC 76:VII.507, and

BE IT FURTHER RESOLVED, that under the authority of R.S. 56:435.1 the season for the Calcasieu Lake public tonging area will open one-half hour before sunrise on October 15, 2002 and will remain open until one-half hour after sunset on April 30, 2003. However, these conservation actions will not supercede public health closures, and

BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads, and

BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action to reopen areas previously closed if the threat to the resource has ended, and

BE IT FURTHER RESOLVED, that the notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002/2003 oyster season on the Public Oyster Grounds is attached to and made part of this resolution.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(B) and 967(D), and under the authority of R.S. 56:433 and R.S. 56:435, notice is hereby given that the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby declares:

1. The oyster season in the following areas will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 1, 2003: the Louisiana Public Oyster Seed Grounds not currently under lease located in areas which are bordered on the north by the Mississippi River Gulf Outlet and on the south by the Mississippi River and North Pass, the sacking only area of the public grounds which is generally Lake Fortuna and Lake Machias to a line from Mozambique Point to Point Gardner to Grace Point at the Mississippi River Gulf Outlet, and the Hackberry Bay Oyster Seed Reservation, and the outside portion of the Atchafalaya-Vermilion Bay Oyster Seed Ground as described in LAC 76:VII.509.

2. The oyster season in the Bay Gardene Public Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on April 15, 2003.

3. The oyster season in the Louisiana Public Oyster Seed Grounds not currently under lease located in the area bordered on the east by the Louisiana/Mississippi state line and on the south by the Mississippi River Gulf Outlet, including that portion of Lake Borgne as described in LAC 76:VII.513, will open one-half hour before sunrise on September 23, 2002 and close one-half hour after sunset on April 1, 2003.

4. The oyster season in the Bay Junop Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on October 4, 2002.

5. The following areas will remain closed for the 2002/2003 oyster season: Sister Lake Oyster Seed Reservation, and the Public Seed Grounds located in portions of Lake Mechant, Lake Tambour, Lake Chien, Lake Felicity, Deep Lake, and Barataria Bay (as described in LAC 76:VII.517), and that portion of the Atchafalaya-Vermilion Public Oyster Seed Grounds as described in LAC 76:VII.507.

6. The season for the Calcasieu Lake public tonging area will open one-half hour before sunrise on October 15, 2002 and will remain open until one-half hour after sunset on April 30, 2003. However, these conservation actions will not supercede public health closures.

7. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action as necessary to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads.

8. The Secretary is authorized to take emergency action to reopen areas previously closed if the threat to the resource has ended.

9. Notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Thomas M. Gattle, Jr.
Chairman

A Resolution and Declaration of Emergency - Set the 2002-03 Fur Trapping Season was handled by Mr. Greg Linscombe. Mr. Linscombe stated material on the 2001-02 trapping season and recommendations for the upcoming season were in their packets. For most species last year the harvest was down due to prices paid to trappers except the price for otter increased but the harvest declined. The Department will initiate the Coastwide Nutria Control Program when the season begins on November 20. A target of 400,000 animals is expected with an incentive payment of \$4 each. Chairman Gattle asked if there was something other than price alone that was driving the decline in the harvest? Mr. Linscombe stated culturally there have been changes in that there are no trappers that want to do this for a living any longer. He added he did not

know what price it would take to get a muskrat trapper to work. In north Louisiana, trapping has always been based on prices for raccoon. Prices, the number of trappers and harvest all go up and down together. This pattern is the same throughout the United States, stated Mr. Linscombe. Chairman Gattle asked if river otters go to \$50, will this bring more trappers out next year? Mr. Linscombe stated the river otter harvest in south Louisiana went up and down with nutria. However, in north Louisiana, the otter population continues to increase and now there are individual otter trappers. What people are trapping has changed through times due to prices. Another change has been the drop in beaver prices in the United States as well as in Louisiana. Chairman Gattle then asked Mr. Linscombe to read the Therefore Be It Resolved portion of the Resolution. Commissioner Sagraera made a motion to adopt the Resolution, it was seconded by Commissioner Kelly and passed with no opposition.

(The full text of the Resolution and Declaration of Emergency are made a part of the record.)

RESOLUTION

2002-2003 Fur Trapping Season

Adopted by the

Louisiana Wildlife and Fisheries Commission

August 1, 2002

- WHEREAS, R.S. 56:259(A) authorizes the Wildlife and Fisheries Commission to set the open season for the taking of nongame quadrupeds and allows the Commission to extend, curtail or prohibit trapping in any area of the state each year, and
- WHEREAS, R.S. 49:953(B) and R.S. 49:967(D) of the Administrative Procedure Act allows the Commission to use emergency provisions to set seasons, and
- WHEREAS, Louisiana has historically lead the nation in the production of wild fur with value to the trappers as high as \$24 million in some seasons, and
- WHEREAS, the harvest of this renewable resource is important in providing supplemental income to citizens of the state while furnishing an essential management tool to reduce

nuisance wildlife problems, property damage, the impact of prey species, the incident of density dependent disease and provide a measure of population health and general condition, and

WHEREAS, regulated trapping provides the only practical control of muskrat and nutria populations, an essential part of any effort to protect or enhance coastal wetlands. The role of such trapping cannot be overstated because of the rate of wetland loss and the impact that these wetland grazers are having in southeastern parishes, and

WHEREAS, during the 2002-2003 trapping season the department will conduct the Coastwide Nutria Control Program providing an incentive payment of \$4.00 per nutria tail to participants for up to 400,000 nutria with the objective of reducing damage to coastal wetlands, and

WHEREAS, the increased commercial harvest of beaver can play a major role in assisting in the reduction of damage to timber, agriculture, drainage, and wildlife habitat, and

WHEREAS, historical and current information collected by the Department of Wildlife and Fisheries have indicated that the optimum time frame for the harvest of furbearers is between November and March each year, now

THEREFORE BE IT RESOLVED, the Wildlife and Fisheries Commission does hereby set the 2002-2003 fur harvest season, statewide from November 20, 2002 through March 31, 2003.

BE IT FURTHER RESOLVED, the Wildlife and Fisheries Commission does hereby grant authority to the Secretary of the Department of Wildlife and Fisheries to extend or shorten the trapping season in any area of the state.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002-2003 fur harvest season is attached to and made a part of this resolution.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the provisions of R.S. 56:259(A) which authorizes the Wildlife and Fisheries Commission to set the open season for the taking of non-game quadrupeds and allows the Commission to extend, curtail or prohibit trapping in any area of the state each year and in accordance with emergency provisions of R.S. 49:953(B) and R.S. 49:967(D) of the Administrative Procedure Act, which allows the Louisiana Wildlife and Fisheries Commission to use emergency provisions to set seasons, the Wildlife and Fisheries Commission does hereby set the 2002-2003 fur harvest season, statewide from November 20, 2002 through March 31, 2003. The Wildlife and Fisheries Commission does hereby also authorize the Secretary of the Department of Wildlife and Fisheries to extend or shorten the adopted season.

Thomas M. Gattle, Jr.
Chairman

Mr. Brandt Savoie presented the next item, a **Resolution and Notice of Intent - Establish Regulations for Control of Nuisance Wild Quadrupeds**. The proposed rule will help simplify the process that allows people to take nuisance animals. Current rule requires an individual to obtain a permit to remove a nuisance animal. The proposal will eliminate the requirement of a permit, and establish regulations for live trapping and relocating of an animal. Also, it contains regulations that allows shooting of certain animals. These regulations do not allow for any activity that was not currently allowed by the permit. Commissioner Stone felt this was a good move. Commissioner Denmon asked if it was an enforcement provision not to allow night shooting of nutria? Mr. Savoie answered yes it was an enforcement concern not to allow anyone to do any night shooting. If they do need to night shoot, a person can obtain a permit. He then added, the Department generally opposes any type of night hunting. Commissioner Denmon then asked if legislation allows for a daily limitation like that stated on the permit? Mr. Jimmy Ernst stated legislation authorized 3 consecutive days for taking beavers only. Again, Mr. Ernst emphasized enforcement does not like to allow night shooting, but has allowed for it under a permit process. Commissioner Denmon asked if the Department allows for night shooting of nutria. Mr. Ernst answered yes. With their being no further questions or

comments, Mr. Savoie read the Therefore Be It Resolved portion of the Resolution. Commissioner Kelly made a motion accepting the Resolution and it was seconded by Commissioner Stone. The motion passed unanimously.

(The full text of the Resolution and Notice of Intent are made a part of the record.)

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

- WHEREAS, the Department of Wildlife and Fisheries receives numerous complaints regarding wild quadrupeds creating a nuisance and damaging private property, and
- WHEREAS, the Department of Wildlife and Fisheries does not have the staff or funding to provide the public with nuisance animal control or removal services, and
- WHEREAS, current Rules and Regulations do not provide the public with a legal means of controlling most wild quadrupeds when they are creating a nuisance and damaging private property, and
- WHEREAS, the current system of permitting individuals to control nuisance wild quadrupeds on private property receives less than a 20% compliance rate from permitted individuals abiding by the terms and conditions of those permits,
- THEREFORE BE IT RESOLVED, in order to provide the public with a legal means of controlling nuisance wild quadrupeds, the attached Notice of Intent establishing regulations for controlling nuisance wild quadrupeds is adopted by the Louisiana Wildlife and Fisheries Commission.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

NOTICE OF INTENT

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate rules governing control of nuisance wild quadrupeds.

Title 76

Wildlife and Fisheries

Part V. Wild Quadrupeds and Wild Birds

Chapter 1. Wild Quadrupeds

§125. Control of Nuisance Wild Quadrupeds

A. This rule applies only to the control of the wild quadrupeds listed below and ONLY when they are conclusively proven to be creating a nuisance or causing damage to property. The burden of establishing that the animal in question is causing the property damage shall rest with the property owner.

B. The following wild quadrupeds may be taken year-round without permit by the property owner or his designee, but only by trapping or shooting during legal daylight hours: coyote, armadillo, nutria, beaver, skunks, and opossums.

C. Squirrels, rabbits, foxes, bobcats, mink, otter, muskrat, raccoons and any of the other species listed above may be trapped alive and relocated to suitable habitat without permit provided the following conditions are met.

1. Written permission is obtained from the property owner where the animals are to be released and such written permission is carried in possession while transport and release activities are taking place.

2. Animals are treated in a responsible and humane manner and released within 12 hours of capture.

D. Traps shall be set in such a manner that provides the trapped animal protection from harassment from dogs and other animals and direct sun exposure.

E. Nuisance animals listed above may be so controlled only on the owner's property to prevent further damage.

F. Property owners must comply with all additional local laws and/or municipal ordinances governing the shooting or trapping of wildlife or discharge of firearms.

G. No animal taken under this provision or parts thereof shall be sold. A valid trapping license is required to sell or pelt nuisance furbearers during the open trapping season.

H. No species taken under the provisions of this rule shall be kept in possession for a period of time exceeding 12 hours.

I. This rule has no application to any species of bird as birds are the subject of other state and federal laws, rules and regulations.

J. Game animals, other than squirrels and rabbits, may only be taken by hunting during the open season under the conditions set forth under Title 56 of the Louisiana Revised Statutes and the rules and regulations of the Department of Wildlife and Fisheries.

AUTHORITY NOTE: Promulgated in accordance with the Louisiana Constitution, Article IX, Section 7, R.S. 56:1, R.S. 56:5, 56:6(10), and (15), R.S. 56:112, et seq.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR .

The Secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this notice of intent and the final rule, including but not limited to, the filing of the notice of intent and final rule and the preparation of reports and correspondence to other agencies of government.

Interested persons may submit comments relative to the proposed rule to: Brandt Savoie, Fur and Refuge Division, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA 70898-9000 prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding

Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M. Gattle, Jr.
Chairman

A Resolution - Acadiana Conservation Corridor was discussed by Mr. Randy Myers. Act 1129 of the 2001 Regular Session authorized the Department of Transportation and Development (DOTD) to transfer a certain parcel of land, consisting of 2,285 acres, to the Department of Wildlife and Fisheries. This has been referred to as the I-49 Scenic Corridor line between the Interstate and Bayou Boeuf-Cocodrie Diversion Channel. This land extends for 30 miles through Evangeline, Avoyelles and into southern portion of Rapides Parishes. The northern boundary is about 400 feet wide and the southern is about 2,500 feet wide. This land is composed mainly of mature, bottomland hardwood. This property has been posted in the past by DOTD and no access has been allowed. Legislation allows for: big game hunting only, no timber cutting, no access shall be granted from I-49, no ATV's will be allowed, and no construction of any type will be allowed except with adjacent landowners in order to maintain drainage or access. The Resolution gives the Secretary authority to sign all documents to transfer and establish the area as a WMA. Commissioner Busbice asked if denying access from I-49 was a Department recommendation? Mr. Myers stated there are 4 different highways that intersect the property and there is a boat launch on the Bayou Cocodrie-Boeuf Diversion Channel that can be used. Chairman Gattle asked if this property would be maintained like the Natchez Trace Parkway? Mr. Myers stated staff is still working on how to manage the property. Chairman Gattle then asked how would a bowhunter hunt in such a narrow corridor? Mr. Myers stated they have been contacted by the Louisiana Wildlife Federation and members of the Bowhunters Association inquiring as to when the area would be available for hunting. So he felt there would be people to take advantage of this opportunity to hunt the area. Commissioner Stone asked if it was completely fenced. Mr. Myers thought it was fenced primarily on the Interstate side. Mr. Tommy Prickett stated the Legislator's aim was to provide very little public recreation where there has been none in the past. Mr. Myers read the Therefore Be It Resolved portion of the Resolution. Chairman Gattle then asked for public comments.

Mr. Warren Coco suggested hunters could access the area by bicycles.

Mr. Tom Dufour asked if this transfer was so the Department of Transportation and Development could get out from maintaining the property? Mr. Myers stated DOTD would still maintain the I-49 right-of-way, but would have a hands-off approach to the wooded area.

Commissioner Kelly made a motion to adopt the Resolution. It was seconded by Commissioner Stone and passed with no opposition.

(The full text of the Resolution is made a part of the record.)

RESOLUTION

ESTABLISHING THE ACADIANA CONSERVATION CORRIDOR

Adopted by the
Louisiana Wildlife and Fisheries Commission

August 1, 2002

WHEREAS, the Louisiana Legislature enacted Act 1129 of the Regular Session of 2001, sponsored by Senator Joe McPherson and attached hereto, authorizing and empowering the Secretary of the Department of Transportation and Development to convey, transfer, assign and deliver to the Department of Wildlife and Fisheries, a certain tract or parcel of land situated in the parishes of Rapides, Evangeline, Avoyelles, and St. Landry.

WHEREAS, the tract is described as the approximately twenty mile long scenic easement lying between the I-49 right-of-way westward to the Bayou Boeuf-Cocodrie Diversion Canal, beginning just north of the community of Washington in St. Landry Parish, and extending northward through Evangeline, Avoyelles, and the southern portion of Rapides Parishes and being more specifically identified on the attached plat.

WHEREAS, this property contains valuable wildlife habitat, the protection and proper management of which is critical to the State's conservation and wildlife management efforts.

WHEREAS, it is the recommendation of the Secretary of the Department of Wildlife and Fisheries that in order to enhance wildlife habitat in the state and provide for

public use and recreational opportunities on these lands that they be established as a wildlife management area to be called the Acadiana Conservation Corridor.

WHEREAS, pursuant to Act 1129 of the Regular Session of 2001, no timber cutting is allowed on the described property. Construction of any kind and use of all-terrain vehicles on the property shall be prohibited. There shall be no access from Interstate 49 onto the property. Hunting on the property shall be limited to bow hunting for big game only. Furthermore, the property shall be maintained in its natural state by the Department, however, the Secretary may enter into cooperative endeavor agreements with private landowners within the boundaries of, and adjacent to, the described property in order to maintain adequate drainage and access as may be required by law.

THEREFORE BE IT RESOLVED, that the Wildlife and Fisheries Commission does hereby select, in accordance with the laws of the State of Louisiana, particularly Title 56, Section 781 et seq. of the Revised Statutes of 1954, the state owned land described above, comprised of 2,285 acres, more or less, to be established as a Wildlife Management Area.

BE IT FURTHER RESOLVED, that there shall be no timber cutting allowed on the property, construction of any kind and the use of all-terrain vehicles shall be prohibited, hunting shall be limited to bow hunting for big game only, there shall be no access from I-49, and that the property shall be maintained in its natural state by the Department, however, the Secretary may enter into cooperative endeavor agreements with private landowners within the boundaries of, and adjacent to, the described property in order to maintain adequate drainage and access as may be required by law.

BE IT FURTHER RESOLVED, that this property shall be used exclusively for wildlife management purposes, and as such, is perpetually dedicated to the protection, conservation and management of fish and wildlife and their habitat, and such public recreation, including, but not limited to, hunting, bird watching, and trapping, which is consistent with these purposes.

BE IT FURTHER RESOLVED, that the Wildlife and Fisheries Commission authorizes the Secretary of the Department of Wildlife and Fisheries, on behalf of the Commission, to take all actions necessary in furtherance of establishing the Acadiana Conservation Corridor, including securing and signing all legal documents.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

Then Mr. Randy Myers presented a **Declaration of Emergency - Hunting Season Dates for Floy McElroy WMA and Acadiana Conservation Corridor**. The Floy McElroy WMA is an approximately 650 acre WMA near Rayville and the transfer to the Department has just recently been completed. Staff has been working to reforest the area in order for it to be available for public recreation. The season for Acadiana Conservation Corridor shall be for archery hunting of deer only from October 1 through January 31. For the Floy McElroy WMA, youth hunts for dove will be held on September 14-15 and there will be a lottery, youth gun hunt for either-sex deer. These restrictions follow the same guidelines as the other WMAs, added Mr. Myers. Chairman Gattle asked if the Floy McElroy WMA was a stand alone piece of property? Mr. Myers stated yes. Commissioner Denmon asked where was the property? Mr. Myers stated it was north-northeast of Rayville. Mr. Tommy Prickett stated Mrs. McElroy did not want to see the property subdivided and made into a subdivision like what was occurring adjacent to the property. It would be the Department's first really usable urban WMA which would be used as a classroom-field environment. Mr. Myers read the Therefore Be It Resolved portion of the Resolution. Commissioner Denmon made a motion for adoption and it was seconded by Commissioner Stone. The motion passed with no opposition.

(The full text of the Resolution and Declaration of Emergency are made a part of the record.)

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission Meeting held in Baton Rouge, LA, August 1, 2002.

WHEREAS, the Department of Wildlife and Fisheries has recently acquired the Acadiana Conservation Corridor, and

WHEREAS, the transfer of the Floy McElroy WMA to the Department of Wildlife and Fisheries was recently completed, and

WHEREAS, the original Notice of Intent for hunting seasons that was adopted by the Commission was enacted before the acquisition of the Acadiana Conservation Corridor and the transfer of the Floy McElroy WMA,

THEREFORE BE IT RESOLVED, that the attached Declaration of Emergency to set the hunting seasons for the Acadiana Conservation Corridor and the Floy McElroy WMA be adopted by the Louisiana Wildlife and Fisheries Commission.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

Hunting Regulations - Acadiana Conservation Corridor and
Floy McElroy Wildlife Management Areas

In accordance with the emergency provision of R.S. 49:953(B) of the Administrative Procedure Act, and under the authority of R.S. 56:115, the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby adopts the following emergency rule:

Acadiana Conservation Corridor

Deer: Archery only: October 1-January 31

Floy McElroy Wildlife Management Area

Doves: September 14-15 Youth hunt.

Deer: November 16 Youth gun hunt (lottery), either-sex, total hunters - 8.

Hunts restricted to youths younger than 16 years of age and supervising adult who must be 18 years of age or older. Youths must possess a hunter safety certification or proof of successful completion of a hunter safety course. If the accompanying adult is in possession of hunter safety certification, a valid hunting license or proof of successful completion of a hunter safety course, this requirement is waived for the youth. Adults may not possess a firearm and youths may possess only one firearm while hunting. The supervising adult must maintain visual and voice contact with the youth at all times.

A Declaration of Emergency is necessary to establish the hunting season for the Acadiana Conservation Corridor and the Floy McElroy WMA. The Acadiana Conservation Corridor is a recently acquired WMA and as such was not included with the original Notice of Intent. The transfer of the Floy McElroy WMA to the Department and the development of the hunting season was recently completed and as such was not included with the original Notice of Intent.

Thomas M. Gattle, Jr.
Chairman

Tentative Seasons Dates for 2002-03 Waterfowl Season began with Mr. Robert Helm showing a status video from the U.S. Fish and Wildlife Service. Recapping the video, Mr. Helm stated pond numbers were down in the Prairies, mallard population levels were unchanged from last year, there should be less young in the flight due to poor production in the Prairies, and there will probably be a big reduction in duck numbers next year. The Department just finished hosting the Mississippi Flyway Council Meeting in Baton Rouge 2 days prior to the Commission Meeting. The Flyway is divided into 2 separate Regulation Committees and the meeting ended with separate regulations for each region. The Upper Group recommended a 45 day season with a 6 bird bag limit, while the Lower Group recommended a 60 day season with a 6 bird bag. Two representatives left that meeting for a meeting with the U.S. Fish and Wildlife Service who makes the final decision. Results from the meeting with the Service calls for a 60 day duck season but only a 30 day pintail season and a closed season on canvasbacks nationwide. Another change has allowed extended frameworks for all states to open earlier or to close the season later. Recommended

season dates for the ducks and coots, excluding pintails and canvasbacks: west zone - November 9-December 1 and December 14-January 19, east zone - November 16-December 1 and December 14-January 26. Pintail dates would follow the first 30 days of each zone. Youth weekend hunts for the west zone would be November 2-3 and November 9-10 for the east zone. Daily bag limits remain the same as last year except for pintails and canvasbacks. Goose season dates would be a statewide opening on November 2-December 1 and December 14-February 7. Canada goose season would open on a Saturday this year and run through the following Sunday. The dates for the Conservation Order for light geese would be December 2-December 13 and then from February 8-March 9. Then Mr. Helm read the second split dates for rails, gallinules and snipe. For rails and gallinules, the dates would be November 9-January 1 and then snipe would open November 2-December 1, and December 14-February 28. Chairman Gattle stated he has received comments that hunters want to hunt as much as possible during the first split. He then proposed the west zone dates of November 9-December 8, then reopen December 21-January 19. This proposal would cause a one week overlap with the 2 zones and then there would be one week for the Conservation Order to open. Commissioner Busbice asked what were the dates last year for the west zone? Mr. Helm stated it was a 23 day first split and then a 37 day second split. Chairman Gattle opened the meeting for public comments.

Mr. Lenny Hinskings felt it was going to be difficult to take 6 ducks and the Commission should look into a way to conserve duck populations. Chairman Gattle asked if they could change what the Service has implemented? Mr. Helm stated the State could have more restrictive regulations.

Then Mr. Helm asked Chairman Gattle if the Commission changed the dates for the west zone, would he want to change the goose seasons as well? Commissioner Sagrera commented that the Conservation Order would then come into play a week earlier when the goose season ended. Mr. Helm added that the change would also affect the pintail season for the west zone. Chairman Gattle stated the 86 day goose season would close a week earlier. Then he asked if there were any public comments on ending the season a week earlier or on his proposed season dates and none were heard. Commissioner Denmon made a motion to adopt the Resolution as presented except the first split for the duck season in the west zone would run through December 8 and the second split would begin on December 21 and run for 30 days and also the pintail season for the west zone would run from November 9-December 8. Mr. Tommy

Prickett asked if the Commission's intent was to change the west zone dates, allow Mr. Helm the opportunity to read the dates for the duck and goose seasons. Chairman Gattle asked Mr. Helm if on pintails for the west zone, the 30 days would all be within the first split. Mr. Helm stated yes, and added that in the west zone there would be no second split for pintails. Mr. Helm then went over the dates again (listed below the Resolution). Commissioner Sagrera seconded the motion and it passed with no opposition.

(The full text of the Resolution is made a part of the record.)

RESOLUTION

LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission meeting in Baton Rouge, Louisiana, August 1, 2002

WHEREAS, public hearings have been held to discuss the status of waterfowl, including ducks, coots, and geese in Washington DC, and

WHEREAS, rules and regulations governing waterfowl season framework have been developed by the U.S. Fish and Wildlife Service, and

WHEREAS, the Louisiana Department of Wildlife and Fisheries staff has presented recommendations for waterfowl including season dates, bag limits and shooting hours, and

WHEREAS, it is the constitutional responsibility of the Louisiana Wildlife and Fisheries Commission to establish hunting seasons for waterfowl within the constraints of the U.S. Fish and Wildlife Service framework, now

THEREFORE BE IT RESOLVED that on this date, the Louisiana Wildlife and Fisheries Commission does hereby tentatively adopt the attached season dates, bag limits and shooting hours, and

BE IT FURTHER RESOLVED that these tentative dates will be ratified

by Declaration of Emergency unless significant changes are mandated by the U.S. Fish and Wildlife Service and the Secretary is hereby authorized and delegated the authority to take any and all steps necessary on behalf of the Commission to promulgate and effectuate these seasons as a Declaration of Emergency; and

BE IT FURTHER RESOLVED that these dates will be forwarded to the U.S. Fish and Wildlife Service as regulations set for Louisiana's 2002-2003 Migratory Bird Hunting Regulations.

Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

**TENTATIVE SEASON RECOMMENDATIONS
FOR DUCKS, COOTS AND GEESE, 2002-03**

DUCKS AND COOTS: (EXCEPT PINTAIL AND CANVASBACK)

West Zone: (60 days) Nov. 9 (Sat.) - Dec. 8 (Sun.) (30 days)
Dec. 21 (Sat.) - Jan. 19 (Sun.) (30 days)

East Zone: (60 days) Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
(Including Catahoula Dec. 14 (Sat.) - Jan. 26 (Sun.) (44 days)
Lake)

Pintail Season Dates (30 days)

West Zone: Nov. 9 (Sat.) - Dec. 8 (Sun.) (30 days)

East Zone: Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
Dec. 14 (Sat.) - Dec. 27 (Fri.) (14 days)

Canvasback Season Dates - CLOSED

Youth Waterfowl Weekend - Nov. 2-3 in West Zone, Nov. 9-10 in East Zone

Daily Bag Limits

The daily bag limit on ducks is 6 and may include no more than 4 mallards (no more than 2 of which may be females), 3 mottled ducks, 1 black duck, 2 wood ducks, 1 pintail (during the

specified 30 day season only and during youth hunts), 3 scaup, and 2 redhead. Daily bag limit on coots is 15.

Mergansers - The daily bag limit for mergansers is 5, only 1 of which may be a hooded merganser. Merganser limits are in addition to the daily bag limit for ducks.

Possession Limit - The possession limit on ducks, coots and mergansers is twice the daily bag limit.

GEESE:

LIGHT GEESE (SNOW, BLUE and ROSS') and WHITE-FRONTED GEESE

STATEWIDE: (86 days) **Nov. 2 (Sat.) - Dec. 8 (Sun.) (37 days)**
 Dec. 14 (Sat.) - Jan. 31 (Fri.) (49 days)

Daily bag limit on light geese (snow, blue and Ross'): 20
Possession limit on light geese (snow, blue and Ross'): None

Daily Limit on white-fronted geese: 2
Possession Limit on white-fronted geese: 4

CANADA GEESE: CLOSED IN THE AREA DESCRIBED BELOW

Jan. 18 (Sat.) - Jan. 26 (Sun.) (9 days)

Daily Limit on Canada geese: 1
Possession limit on Canada geese: 2

The Canada Goose Season will be open statewide except for a portion of southwest Louisiana. The closed area is described as follows:

Beginning at the Texas State Line, proceeding east along Hwy. 82 to the Calcasieu Ship Channel, then north along the Calcasieu Ship Channel to its junction with the Intracoastal Canal, then east along the Intracoastal Canal to its juncture with LA Hwy. 82, then south along LA Hwy. 82 to its juncture with Parish Road 3147, then south and east along Parish Road 3147 to Freshwater Bayou Canal, then south to the Gulf of Mexico, then west along the shoreline of the Gulf of Mexico to the Texas State Line, then north to the point of beginning at LA Hwy. 82.

A special permit shall be required to participate in the **Canada Goose Season**. A permit is required of everyone, regardless of age, and a non-refundable \$5 administrative fee will be charged. This permit may be obtained from any license vendor.

CONSERVATION ORDER FOR LIGHT GEESE (SNOW, BLUE AND ROSS')

STATEWIDE: Dec. 9 (Mon.) - Dec. 13 (Fri.) (5 days)
 Feb. 1 (Sat.) - Mar. 9 (Sun.) (37 days)

Only snow, blue and Ross' geese may be taken under the terms of the Conservation Order, which allows the use of electronic calls and unplugged shotguns and eliminates the daily bag and possession limits. During the Conservation Order, shooting hours begin one-half hour before sunrise and extend until one-half hour after sunset.

RAILS: Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

KING AND CLAPPER: Daily bag limit 15 in the aggregate, Possession 30.

SORA AND VIRGINIA: Daily bag and possession 25 in the aggregate.

GALLINULES: Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

Daily bag limit 15, Possession limit 30

SNIPE: Nov. 2 (Sat.) - Dec. 8 (Sun.) (37 days)
 Dec. 14 (Sat.) - Feb. 21 (Fri.) (70 days)

Daily bag limit 8, Possession limit 16

Shooting Hours: one-half hour before sunrise to sunset, except at the Spanish Lake Recreation Area in Iberia Parish where shooting hours, including the Conservation Order, end at 2 p.m.

The Chairman then asked for **Public Comments - 2003 Turkey Season** and none were heard.

The Commissioners agreed to hold the **December 2002 Meeting** on Thursday, December 5, 2002 beginning at 10:00 a.m. at the Baton Rouge Headquarters.

Chairman Gattle then asked for any **Public Comments**. Mr. Tommy Prickett reminded the Commission they passed a resolution banning importation of white-tailed deer into Louisiana due to chronic wasting disease. Within the last weeks, the medical field has reported that 3 individuals from Minnesota died of Creutzfeld-Jakob Disease which is the human version of mad cow disease. The connection among the 3 individuals is they went to a wild beast feast at the same hunting lodge and they all ate white-tailed deer from Colorado's endemic area. Mr. Prickett emphasized this is not new news, 2 individuals died in 1993 and the other person died in 1996. He added that there is a strong connection between the 3 individuals and chronic wasting disease in deer and elk. If the medical community is not wrong, the impact could be serious on the recreational hunting of deer and elk, concluded Mr. Prickett.

Mr. Sam Smith, President of the Trappers and Alligator Hunters Association, stated on behalf of his members, they are opposed to the reduction in the alligator tag fee. This opinion is not that of the alligator industry, he added.

There being no further business, Commissioner Kelly made a motion to **Adjourn** the meeting and it was seconded by Commissioner Sagrera.

James H. Jenkins, Jr.
Secretary

JHJ:sch



The Advocate Outdoors

Monday, August 05, 2002

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Season comes with warning

By JOE MACALUSO
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 Advocate outdoors writer

Duck hunters the length and breadth of Louisiana are celebrating today.

Good reason, too. There's a 60-day season ahead. Even better, if you're among the most fortunate of wild waterfowlers to have spots in the East and West zones, the season splits in the zones gives the state 81 total days to hunt ducks.

What's more, the 60 days, the most federal regulation allows Mississippi Flyway hunters, comes at a time when breeding duck numbers slipped by as much as 14 percent in the combined U.S. Fish and Wildlife Service and Canadian Wildlife Service spring surveys. That the USFWS' allowed us a "liberal" framework for the upcoming season needs an explanation.

The length of any season is based on the number of mallards, not total ducks, not the counts of gray ducks, widgeon, bluewing and greenwing teal, spoonbills, pintails, redhead, canvasback and scaup that make up the 10 species in the annual survey.

After that May survey, the biologists get together, then estimate a Fall-Flight Estimate for mallards. This year, the FFE is 8.9 million mallards, down from last year's 9.7 million, but still above the averages the survey has built since surveys began in 1955. That's why the state is getting the 60 days, not 45 days in the "moderate" or the 30-day "restrictive" framework models.

The euphoria of another 60-day season, the sixth straight after several years of 30-day seasons, has to be tempered by the knowledge that drought has taken over in the Canadian prairielands.

When Canadian biologists talk about prairieland conditions in southern Saskatchewan, Alberta and Manitoba provinces as "terrible," all of us

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should take note.

It's a given that migrating ducks found water and made nests in the waters of the forests from Alaska through north-central Canada and in the Dakotas and eastern Montana. Canada's prairies allow waterfowl populations to reach the numbers we had three, four and five years ago.

When those areas go fallow, our expectations of the ducks we will see here in the fall and winter should go down, too.

Yes, we're getting a 60-day season with a six ducks-a-day limit. Should we be excited? Yes, because more days means more chances to get out and enjoy what the waterfowl season brings to Louisiana.

Should we be excited about the number of ducks? Why not? The chance to make the most of the opportunity in a blind keeps the number of hunters high, interested and willing to shell out the bucks for waterfowl conservation efforts, not the mention what it does for our state's economy.

However, since the possibility of a 60-day season loomed since last week, knowing that overall duck numbers are falling has tempered some of the excitement.

With no season on canvasbacks, a limited season on pintails ahead this year and the prospect of continued drought in Canada's breeding grounds, it looks like we'd better enjoy the upcoming season, because it looks like we're going to have to bite shotgun shells next year.

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State gets 60 duck days

By JOE MACALUSO
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Advocate outdoors writer

Despite lower breeding numbers and calls from two of the country's five flyway advisory councils for shortened seasons, Louisiana duck hunters will have another 60-day schedule for the 2002-03 season.

The state's Wildlife and Fisheries Commission approved two 30-day splits for the West Zone. East Zone hunters will get a 16-day first split, then a 44-day second split.

It's the East's second half that will take Louisiana hunters from a mid-December opening to the state's latest-ever close -- Jan. 26. The West Zone will shut down Jan. 19.

"We expect to get some flak from the West Zone hunters about not taking them to that later date. But, by that time, the cold fronts hitting the state push lots of water from the coastal areas, and the cold weather has knocked down most all the vegetation," state Wildlife Division administrator Tom Prickett said. "That's why an earlier close was elected for that zone."

That West Zone decision was made easier by a 2001 decision to move what was the East Zone's southern area -- swamplands and marshes generally south of U.S. 90 -- into West Zone. The U.S. Fish and Wildlife Service approved the change. The Waterfowl Study Group in the state Wildlife and Fisheries Department recommended the change to bring the Terrebonne, Lafourche, Jefferson, Plaquemines and St. Bernard parishes in line with migratory movements of ducks into the state.

Since the state went to zones, the West Zone hunters have always had an earlier opening date to allow coastal marsh hunters a chance to take

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early migrating species like gray ducks, teal and pintails. With those five parishes in the later-opening East Zone, hunters complained for years that they were missing a chance to hunt those birds, many of which have been in the state since September and early October. Hunters in the marshes around Delacroix and the mouth of the Mississippi River south of Venice supported the change.

At Thursday's meeting, the commission made changes in the original West Zone proposal from the Waterfowl Study Group. The first plan had 23-day and 37-day splits. LWFC chairman Tom Gattle said he had received requests from hunters for a lengthy first split, so the change was made for a Nov. 9-Dec. 8 (30 days) and Dec. 21-Jan. 19 (30 day) season. That also changed the original plan for the statewide goose season, which was eventually approved for Nov. 2-Dec. 8 and Dec. 14-Jan. 31 splits.

Bigger changes came later when Waterfowl Study leader Robert Helm said the USFWS had acted on the Mississippi Flyway's South Region recommendation for a 30-day, season-in-a-season on pintails.

"There's such a long-term population decline in pintail numbers that we were forced to take some action (on pintails)," Helm said. "We are very concerned about the decline, and there could be more action taken on pintails if the numbers continue to fall."

Pintail counts in the Canadian/Northern nesting areas have dropped from a high of 10.373 million in 1956 to 1.79 million in this year spring breeding survey.

State hunters will have their special pintail seasons in the first 30 days of each zone's seasons.

His "more action" statement was explained by the USFWS' move on canvasback. There will be no open season on the large, russet-headed duck anywhere in the country. This year breeding-count survey showed northern areas held an estimated 486,600 canvasbacks.

"The populations (of canvasbacks) have not responded to lower limits, and it reached a point where the Service believed a closed season was warranted," Helm said.

Canvasback limits have been one per day for more than two decades, and taking canvasbacks was limited to the last 20 days of last year's 60-day season.

Helm added that biologists in the Mississippi Flyway's South Region, of which Louisiana is one of six member states, is also concerned about the

seasons

June

July

August

September

October

November

December

extended drought in the Canadian prairielands. The region produces most of the ducks migrating down the Mississippi River and the central U.S. Canadian pond numbers are down as much as 46 percent from last year.

"There is some hope that rains that came in June will help the nesting areas, but we won't know that until the fall and winter," Helm said. "Those areas are very dry and we need them to come back before we see (duck) numbers rise. A lot of what next season (2003-04) will bring depends on rain and snow we hope will come later this year."

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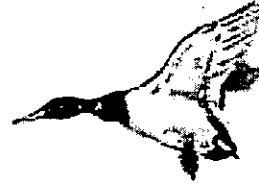
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firms call the cops**

In-depth coverage from csmonitor.com

2002-03 MIGRATORY WATERFOWL/BIRD SEASONS

2002-2003 season dates and bag limits approved Thursday by the Louisiana Wildlife and Fisheries Commission, and subject to approval by the U.S. Fish and Wildlife Service:

Hunting Hours: One-half hour before sunrise to sunset, except closing hours at 2 p.m. in the Spanish Lake (Iberia Parish) Recreation Area. (Special days and hunting hours on wildlife management areas.)



DUCKS

(60 days with special 30-day seasons on pintails)

West Zone — Nov. 9-Dec. 8, 2002 & Dec. 21, 2002-Jan. 19, 2003.

East Zone — Nov. 16-Dec. 1, 2002 & Dec. 14, 2002-Jan. 26, 2003.

■ Special Pintail Seasons

(30 days with limit of one per day)

West Zone: Nov. 9-Dec. 8, 2002. East Zone: Nov. 16-Dec. 1, 2002 & Dec. 14-27, 2002.

■ Youth Waterfowl Weekends

West Zone: Nov. 2-3, 2002. East Zone: Nov. 9-10, 2002.

■ Daily Limits

Six per day with restrictions of four mallards (no more than two hens), three mottled ducks, three scaup (dos gris), two wood ducks, two redhead, one black duck and one pintail (only in special season and during youth weekends); five mergansers (no more than one hooded merganser); and, 15 coots (poule d'eau).

Possession limit is twice the daily limit after opening days.

There is no open season on canvasback.

■ Special Teal Season

Sept. 21-29, 2002. Daily limit 4, Possession limit 8 after opening day.

GEESE

(86 days; Statewide seasons on Snow, Blue, Ross' and Specklebellies)

Nov. 2-Dec. 8, 2002 & Dec. 14, 2002-Jan. 31, 2003.

■ Daily Limits

20 per day on snow, blue & Ross' geese with no possession limits & two per day for specklebellies with a possession limit of four after opening days.

■ Conservation Order (snow, blue & Ross' geese only)

Dec. 9-13, 2002 & Feb. 1-March 9, 2003. Season allows use of electronic calls, unplugged shotguns, no daily bag nor possession limits and extends shooting hours to one-half hour before sunrise to one-half hour after sunset.

■ Canada Geese

Jan. 18-26, 2003, season requires special \$5 state permit and excludes portions of south-western parishes. Daily limit is one. Possession limit is two.

RAILS

Sept. 21-29, 2002 & Nov. 9, 2002-Jan. 1, 2003. Daily limit is 15 and possession limit is 30 in the aggregate of king and clapper rails. Daily and possession limit for sora and Virginia rails is 25 in the aggregate.

GALLINULES

Sept. 21-29, 2002 & Nov. 9, 2002-Jan. 1, 2003. Daily limit 15. Possession limit 30 after opening day.

SNIPE

Nov. 2-Dec. 8, 2002 & Dec. 14, 2002-Feb. 21, 2003. Daily limit 8. Possession limit 16.

DOVES

Sept. 7-15, 2002, Oct. 12-Nov. 24, 2002 & Dec. 21, 2002-Jan. 6, 2003. daily limit 12. Possession limit 24. Hunting hours noon-sunset Sept. 7-8, Oct. 12-13 & Dec. 21-22.

WOODCOCK

Dec. 18, 2002-Jan. 31, 2003. Daily limit 3. Possession limit 6.

Duck hunters to work with 60-day season

By JOE MACALUSO

Advocate outdoors writer

Thursday morning's announcement from the U.S. Fish and Wildlife Service translated into good news for state duck hunters Thursday afternoon when the Louisiana Wildlife and Fisheries Commission voted on dates and daily bag limits for a 60-day, 2002-03 duck season.

Acting on recommendations from the Mississippi Flyway's South Region and similar reports from two of the country's remaining four flyway groups, the USFWS gave the OK for a "liberal" framework. In addition to the 60 days, that framework means a six-ducks-per-day bag limit, the highest allowed in the Service's Adaptive Harvest Management Program.

The report, relayed to the commission by State Waterfowl Study leader Robert Helm, came with bad news about canvasback, pintail and scaup populations. Numbers of these birds have been declining, and the

See DUCKS, Page 8D

Reid and a future first-round draft pick from Orlando for a 2004 second-round draft pick.

LOS ANGELES CLIPPERS—Signed F Chris Wilcox to a three-year contract.

NEW JERSEY NETS—Signed G Chris Childs.

PHOENIX SUNS—Agreed to terms with F Shawn Marion on a six-year contract.

Ducks

CONTINUED FROM PAGE 1D

USFWS closed the season on canvasback.

It also followed the South Region's recommendation for a 30-day season-in-a-season for pintails. Louisiana hunters will have those 30 days in the initial half of the 60-day East and West Zone seasons. The limit will be one pintail per day.

Furthermore, for the second year, the daily limit on scaup will be three among the six ducks.

Another change in the season framework will affect East Zone hunters. The season will run through the last Sunday in January, that's Jan. 26, 2003. It's a departure from what was a long-standing, season-ending date of the Sunday nearest to Jan. 20.

West Zone hunters will get their season in two 30-day segments, Nov. 9-Dec. 8 and Dec. 21-Jan. 19, while East Zone hunters go from Nov. 16-Dec. 1, then Dec. 14-Jan. 26. It's the latest duck-hunting closing date in the history of regulated seasons.

Special Youth Waterfowl Weekends will precede the opening dates in the two zones and will be open to hunters 16 years old and younger when accompanied by gunless adults.

After the USFWS' Spring Breeding Survey showed a 14 percent decline in the overall count of 10 species, Mississippi Flyway hunters feared their season would be cut to 45 days — it's been 60 days for five years — or possibly to a restrictive 30 days.

Helm explained the frameworks are based on mallard counts, which are, at 7.5 million birds, slightly more the 47-year survey's average for the species.

Another change for waterfowl hunters is a statewide Nov. 2-Dec. 8 and Dec. 14-Jan. 31 goose season. There were no changes in the 20-per-day limits on snow, blue and Ross' geese, nor for the two-a-day limits on specklebellies.

Hunters will also have a Dec. 9-Dec. 13 and Feb. 1-March 9 Conservation Order season for snow, blue and Ross' geese when limits are suspended and other special regulations apply.

This special season is allowed by the USFWS to cut into the ever-increasing numbers of those geese in North America.

The LWFC also approved a Jan. 18-26 special Canada goose hunt, which, for the first time, includes two weekends in a specially permitted season.

In other action, the commission approved Emergency Declarations for an excise tax on imported shrimp; an Aug. 19 statewide opening of the fall inshore shrimp season; set Sept. 4, Sept. 23 or Oct. 15 opening dates for taking oysters on the state's public oyster seed grounds; for a Nov. 20-March 31 fur trapping season; set an Oct. 1-Jan. 31 archery-only deer season on the Acadiana

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Nov. 2-Dec. 8, 2002 & Dec. 14, 2002-Feb. 21, 2003. Daily limit 8. Possession limit 16.

Advocate graphic

Conservation Corridor, a 30-mile long, 2,285 acre strip along Interstate 49; and, scheduled youth-only Sept. 14-15 dove and Nov. 16 deer hunts on the new 650-acre Floy McElroy WMA near Rayville.

It also issued Notices of Intent for new regulations covering nuisance animals for homeowners, including the trapping and relocation of squirrels, rabbits, foxes, bobcats, mink, otter, muskrat and raccoons, and for a new three-day, nonresident outdoors media combination license.

State Rep. Bobby Fauchaux, D-

LaPlace, also explained nine House and Senate resolutions concerning the establishment of the Maurepas Swamp WMA, notably that the LWFC reconsider a demand for removing all private hunting camps from the 63,000 acres and a rule banning the use of dogs for deer hunting.

The commission also learned that State Enforcement agents issued 1,830 written citations and 151 warnings during July, proclaimed Sept. 28 as Louisiana Hunting and Fishing Day and voted it's December meeting for Dec. 5 in Baton Rouge.

Continued

lancer (Deaville).....7.20 4.60 3.20
Stars (Reyes).....9.60 5.80
J (Bourque).....4.00

4-8 paid \$53.20; QUINELLA: 4-9 paid
RIFECTA: 4-8-6 paid \$206.00; SUPER-
8-6-3 paid \$847.60.

ACE — Purse \$5,000, 3 Year Olds and

& Mares, 6 Furlongs.

enger (Carmouche).....6.20 3.40 2.80

ght (Clark).....3.40 3.00

nit (Nichols).....3.20

40

8-2 paid \$20.40; QUINELLA: 2-6 paid

RIFECTA: 8-2-9 paid \$57.80.

TENTH RACE — Purse \$5,000, 3, 4

& 5 Year Olds, 4 1/2 Furlongs.

1 Tippy Won (K. Deaville).....119

2 Danotable's Star (J. Calais).....119

3 In Lane's Honor (C. Gray).....116

4 Ni'laapini (J. Theriot).....119

5 That's Cool Premier (T. Fontenot).....119

6 Malpro (J. Romero).....116

7 Leave It (S. Carmouche).....116

8 Alley's Derby (J. Tervort).....116

9 Reaping Tirade (K. Clark).....116

10 K Patrick (S. Bourque).....119

ELEVENTH RACE — Purse \$4,900,

2 Year Olds, 350 Yards.

1 Jess Dreaming (T. Faul).....124

2 Wwl Warrior (C. McMahon).....124

3 Bling Bling (S. Gillum).....124

4 Jes See Only Me (O. Baldez).....124

5 Vals Sky High (M. Kidder).....124

6 Illusive Annie (T. Clark).....124

7 Prissen Holme (D. Watson).....124

8 Rebels Rapid Dash (R. Thibodeaux).....124

TWELTH RACE — Purse \$4,900, 2

Year Olds, 350 Yards.

1 Downwiththeconverter (S. Gillum).....124

2 Jess for Money (S. Carmouche).....124

3 Craftys Dashing Blue (D. Watson).....124

4 Quick Converter (T. Faul).....124

5 Miss Moneisha (C. McMahon).....124

6 Diamond South (T. Town).....124

7 Im Somakinda Dog (T. Clark).....124

8 Flyer Jet Story (R. Thibodeaux).....124

10-1 paid \$261.40. QUINELLA: 1-10

CK 3: 1-3-10 paid \$918.40. TRIFECTA:

\$1,287.80.

1E — Purse \$23,500, 3 Year Olds and

Perrodin).....16.40 5.40 3.40

ovato).....4.00 2.80

Murphy).....2.80

1

1-3 (3 correct) paid \$635.40. EXACTA:

4.00. QUINELLA: 1-3 \$22.60. TRIFEC-

id \$177.60.

2E — Purse \$7,200, 3 Year Olds and

nd mares; 1 Mile, 70 yards.

1 (G. Smith).....13.80 8.20 6.40

(D. Guillory).....6.60 5.40

(G. Murphy).....6.00

1

8 (2 correct) paid \$79.80. EXACTA: 8-

1.00. QUINELLA: 7-8 \$54.00. TRIFEC-

id \$768.40.

RACE — Purse \$8,500, 3 & 4 Year

angs.

1ayer (K. LeBlanc).....9.40 3.60 3.20

vato).....6.80 4.80

(A. Jimenez).....4.40

3

5 (3 correct) paid \$660.60. PICK 4: 10-

rect) paid \$7,603.40. DAILY DOUBLE:

\$2.60. EXACTA: 6-8 paid \$57.00.

5-8 paid \$25. TRIFECTA: 5-8-7 paid

PERFECTA 5-8-7-6 paid \$697.00.

1 Nanalepride (M. Stanley).....117

2 Scales Springs (O. Thorwarth).....120

3 Bonito Bandido (C. Bourque).....123

4 Lil Rosalie (D. Guillory).....117

5 Rosie's Risk (G. Melancon).....120

6 Say Bye Bye (R. Lester).....123

7 Catchtheroses (A. Ramos).....115

8 Sparkles Matlie (L. Quinonez).....120

9 Twista Chu Chu (A. Lovelace).....117

10 America the Free (D. Simington).....123

11 Crafty Request (C. Rennie).....120

12 Mia Villa (G. Murphy).....120

ELEVENTH RACE — Purse

\$12,000, 3 Year Olds and Up, 1 Mile.

1 Honey Don't Belate (A. Lovato).....120

2 Brief Valentine (G. Smith).....118

3 Tower of Angels (C. Rennie).....118

4 Ego Cat (T. Hightower).....114

5 Quip N Jet (A. Lovelace).....115

6 Idealist (G. Melancon).....118

7 Velvet Beauty (D. Guillory).....115

LATEST LINE

NFL Preseason		
Favorite	Points	Underdog
Saturday		
American Bowl at Osaka, Japan.		
Washington.....	2 1/2 (35)	San Francisco
Monday		
Hall of Fame Game-Canton, Ohio.		
Ny Giants.....	3 (32)	Houston
Thursday		
PITTSBURGH.....	3 1/2 (31)	Ny Jets
Friday		
ATLANTA.....	2 (33)	Jacksonville
BUFFALO.....	2 1/2 (34)	Cincinnati
BALTIMORE.....	3 (32)	Detroit
Oakland.....	1 1/2 (34)	DALLAS
Saturday, August 10		
PHILADELPHIA.....	3 (33)	Green Bay
NY GIANTS Off.....	(XX)	New England
St. Louis.....	1 1/2 (36)	TENNESSEE
CAROLINA Off.....	(XX)	Washington
NEW ORLEANS Off.....	(XX)	Washington

NY METS.....	7-8	Arizona
ATLANTA.....	7-8	St. Louis
SAN DIEGO.....	5 1/2-6 1/2	Cincinnati
American League		
TORONTO.....	6-7	Baltimore
Chi White Sox.....	6-7	TAMPA BAY
Boston.....	8 1/2-9 1/2	TEXAS
MINNESOTA.....	7 1/2-8 1/2	Kansas City
Ny Yankees.....	6-7	ANAHEIM
SEATTLE.....	12-14	Cleveland
OAKLAND.....	11-13	Detroit
WNBA		
Favorite	Points	Underdog
NEW YORK.....	5 1/2	Miami
WASHINGTON.....	3	Portland
MINNESOTA.....	3 1/2	Phoenix

Canadian Football League		
Favorite	Points	Underdog
MONTREAL.....	5 (52)	Edmonton
Arena Football		
Favorite	Points	Underdog
Saturday		
NEW JERSEY.....	3 (95)	Orlando
SAN JOSE.....	13 (108)	Tampa Bay
Sunday		
ARIZONA.....	10 (94)	Carolina
Monday		
CHICAGO.....	5 1/2 (105)	Dallas
Home Team in CAPS		
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COMMISSION MEETING
ROLL CALL

Thursday, August 1, 2002
Baton Rouge, LA
Wildlife & Fisheries Building

	Attended	Absent
Tom Gattle (Chairman)	<u>✓</u>	<u> </u>
Jerry Stone	<u>✓</u>	<u> </u>
Bill Busbice	<u>✓</u>	<u> </u>
Tom Kelly	<u>✓</u>	<u> </u>
Wayne Sagera	<u>✓</u>	<u> </u>
Terry Denmon	<u>✓</u>	<u> </u>
Lee Felterman	<u> </u>	<u>✓</u>

Mr. Chairman:

There are 6 Commissioners in attendance and we have a quorum.

~~Under Secretary Jenkins~~ ^{Patton} is also present.

AGENDA
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
BATON ROUGE, LA
August 1, 2002
10:00 AM

1. Roll Call
2. Approval of Minutes of July 2, 2002
3. Donation to Artificial Reef Program by Chevron/Texaco - Rick Kasprzak
4. Discussion of Resolutions Passed During the 2002 First Extraordinary Legislative Session - Rep. Bobby Faucheux
5. Enforcement & Aviation Reports/July & Presentation of Life Saving Awards to Lt. Brian Clark & Pilot Gene Rackle - Keith LaCaze
6. Declaration of Emergency and Notice of Intent - Shrimp Excise Tax - Jeff Mayne
7. Notice of Intent - Outdoor Press 3-Day Migratory Bird License - Janis Landry
8. National Hunting & Fishing Day Proclamation - Marianne Burke
9. Resolution and Declaration of Emergency - 2002 Fall Inshore Shrimp Season - Martin Bourgeois
10. Resolution and Declaration of Emergency - 2002-03 Oyster Season on Public Oyster Grounds, Seed Reservations & Tonging Areas - Martin Bourgeois
11. Resolution and Declaration of Emergency - Set the 2002-03 Fur Trapping Season - Greg Linscombe
12. Resolution and Notice of Intent - Establish Regulations for Control of Nuisance Wild Quadrupeds - Brandt Savoie
13. Resolution - Acadiana Conservation Corridor - Randy Myers
14. Declaration of Emergency - Hunting Seasons Dates for Floy McElroy WMA and Acadiana Conservation Corridor - Randy Myers
15. Tentative Seasons Dates for 2002-03 Waterfowl Season - Robert Helm
16. Public Comments - 2003 Turkey Season
17. Set December 2002 Meeting Date
18. Public Comments
19. Adjournment

AGENDA
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STATE OF LOUISIANA

HOUSE OF REPRESENTATIVES

ROBERT R. "BOBBY" FAUCHEUX, JR.
District 57

Judiciary
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Ways and Means

Joint Legislative Committee on Capital Outlay

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Telephone: (225) 869-3944
Fax: (225) 869-9180

May 14, 2002

*Requested to be
on August 1, 2002
agenda*

Mr. Thomas Gattle, Chairman
Wildlife and Fisheries Commission
P.O. Box 98000
Baton Rouge, LA 70898

RE: Resolutions

Dear Mr. Gattle:

I am enclosing a copy of resolutions that were introduced in the 2001 1st Extraordinary Session. These resolutions passed in both the House and Senate. I would appreciate it if you could place them on the June 6 meeting agenda.

Thank you for your assistance and cooperation and I look forward to making the presentation to the commission.

With kindest regards, I am

Very sincerely yours,

A large, stylized handwritten signature in black ink, appearing to read "Bobby Fauchaux".

Robert R. "Bobby" Fauchaux, Jr.
State Representative
District 57

RRFJr:gc
enclosures

First Extraordinary Session, 2002

HOUSE CONCURRENT RESOLUTION NO. 24

BY REPRESENTATIVE FAUCHEUX

HUNTING/DEER: Requests the Wildlife and Fisheries Commission to allow hunting with dogs in the Maurepas WMA

1 A CONCURRENT RESOLUTION

2 To urge and request the Wildlife and Fisheries Commission to adopt rules and
3 regulations to allow deer hunting with dogs in the Maurepas Wildlife
4 Management Area.

5 WHEREAS, the Mellon Foundation donated a tract of approximately
6 sixty-three thousand acres, more or less, south of Lake Maurepas and located
7 in parts of Ascension, St. James, and St. John the Baptist Parishes, to the
8 Louisiana Department of Wildlife and Fisheries for the purpose of creating a
9 wildlife management area (WMA); and

10 WHEREAS, with this acreage the Wildlife and Fisheries Commission
11 created the Maurepas WMA on August 8, 2001; and

12 WHEREAS, the secluded swamplands, dominated by bald cypress-
13 tupelo gum, that comprise the Maurepas WMA have been an abundant hunting
14 ground for generations; and

15 WHEREAS, the Maurepas WMA's landscape of swamp and waterways
16 makes movement difficult for hunters; and

17 WHEREAS, deer hunting with the aid of dogs has long been a part of
18 the rich cultural heritage of this state.

1 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana
2 does hereby urge and request the Wildlife and Fisheries Commission to adopt
3 rules and regulations allowing deer hunting using dogs in the Maurepas
4 Wildlife Management Area.

5 BE IT FURTHER RESOLVED that a copy of this Resolution be
6 transmitted to the chairman of the Wildlife and Fisheries Commission.

DIGEST

The digest printed below was prepared by House Legislative Services. It
constitutes no part of the legislative instrument.

Faucheux

HCR No. 24

Requests the Wildlife and Fisheries Commission to allow deer hunting using
dogs in the Maurepas WMA.

ENROLLED

First Extraordinary Session, 2002

HOUSE CONCURRENT RESOLUTION NO. 25

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to allow individuals to continue to use their existing camps on the Reserve Relief Canal and Mississippi Bayou in the Maurepas Wildlife Management Area until July of 2003.

WHEREAS, over the past forty years, individuals leased property in the inaccessible areas south of Lake Maurepas, dominated by bald cypress-tupelo gum swamp, for the purpose of building hunting camps; and

WHEREAS, during these long years, the lessees brought lumber and materials by water to tediously construct camps in the secluded swamplands; and

WHEREAS, in July of 2001, the Richard King Mellon Foundation purchased sixty-three thousand acres, more or less, south of Lake Maurepas and located in parts of Ascension, St. James, and St. John the Baptist parishes; and

WHEREAS, the Mellon Foundation, in turn, donated the property to the Louisiana Department of Wildlife and Fisheries for the purpose of creating a wildlife management area (WMA); and

WHEREAS, the Wildlife and Fisheries Commission created the Maurepas WMA on August 8, 2001; and

WHEREAS, the commission and the department maintain a long-standing policy of refusing private leases within management areas and continue to require that camp owners remove camps by July 1, 2002, or face demolition by the department; and

WHEREAS, the property became attractive for a WMA due to the camp owners' conservation efforts in encouraging and maintaining a healthy complement of game animals; and

WHEREAS, wildlife agents seldom patrol the inaccessible and back swamp area, and the presence of camps and camp owners discourages poachers and other unlawful activity; and

WHEREAS, it is in the best interest of the state of Louisiana for individuals who have invested a great amount of time and effort in the area and who are genuinely concerned about the wildlife and habitat to continue their relationship with the area by retaining the use of their camps.

THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to allow individuals to continue to use their existing camps on the Reserve Relief Canal and Mississippi Bayou in the Maurepas Wildlife Management Area until July of 2003.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the chairman of the Wildlife and Fisheries Commission and to the secretary of the Department of Wildlife and Fisheries.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

ENROLLED

First Extraordinary Session, 2002

HOUSE CONCURRENT RESOLUTION NO. 44

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to study the possibility of allowing the use of air boats in the Maurepas Wildlife Management Area, including the tributaries and canals leading to Blind River, except during hunting and rutting season.

WHEREAS, the Wildlife and Fisheries Commission created the Maurepas Wildlife Management Area (WMA) on August 8, 2001; and

WHEREAS, the Maurepas WMA is located on sixty-three thousand acres, more or less, south of Lake Maurepas and is located in parts of Ascension, St. James, and St. John the Baptist parishes; and

WHEREAS, this acreage, especially the area containing the tributaries and canals leading to Blind River, has historically been a favorite of tourists utilizing air boat tours to observe the beauty of Louisiana's waterways and wetlands; and

WHEREAS, one of this state's leading sources of revenue is derived from tourism which, as in other states, has decreased over the past year; and

WHEREAS, current regulations of the Department of Wildlife and Fisheries prohibit air boat tours of the Maurepas WMA including the tributaries and canals leading to Blind River contained within the management area.

THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby urge and request the Wildlife and Fisheries Commission and the

Department of Wildlife and Fisheries to study the possibility of allowing the use of air boats in the Maurepas Wildlife Management Area, including the tributaries and canals leading to Blind River, except during hunting and rutting season.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the chairman of the Wildlife and Fisheries Commission and the secretary of the Department of Wildlife and Fisheries.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

ENROLLED

First Extraordinary Session, 2002

HOUSE RESOLUTION NO. 18

BY REPRESENTATIVES FAUCHEUX AND GARY SMITH

A RESOLUTION

To urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to allow St. John the Baptist Parish to lease existing camps on the Reserve Relief Canal and Mississippi Bayou in the Maurepas Wildlife Management Area.

WHEREAS, over the past forty years, individuals leased property in the inaccessible areas south of Lake Maurepas, dominated by bald cypress-tupelo gum swamp, for the purpose of building hunting camps; and

WHEREAS, during these long years, the lessees brought lumber and materials by water to tediously construct camps in the secluded swamplands; and

WHEREAS, in July of 2001, the Richard King Mellon Foundation purchased sixty-three thousand acres, more or less, south of Lake Maurepas and located in parts of Ascension, St. James, and St. John the Baptist parishes; and

WHEREAS, the Mellon Foundation, in turn, donated the property to the Louisiana Department of Wildlife and Fisheries for the purpose of creating a wildlife management area (WMA); and

WHEREAS, the Wildlife and Fisheries Commission created the Maurepas WMA on August 8, 2001; and

WHEREAS, the commission and the department maintain a long-standing policy of refusing private leases within management areas and continue to require that camp owners remove camps from the Maurepas WMA by July 1, 2002, or face demolition by the department; and

WHEREAS, the property became attractive for a WMA due to the camp owners' conservation efforts in encouraging and maintaining a healthy complement of game animals; and

WHEREAS, wildlife agents seldom patrol the inaccessible and back swamp area, and the presence of camps and camp owners discouraged poachers and other unlawful activity; and

WHEREAS, it is in the best interest of the state of Louisiana for individuals who have invested a great amount of time and effort in the area and who are genuinely concerned about the wildlife and habitat to continue their relationship with the area by leasing their former camps; and

WHEREAS, the camp owners recently donated their interest in these camps to St. John the Baptist Parish, and the parish council has accepted the donation with the intent to lease the camps.

THEREFORE, BE IT RESOLVED that the House of Representatives of the Legislature of Louisiana does hereby urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to allow St. John the Baptist Parish to lease existing camps on the Reserve Relief Canal and Mississippi Bayou in the Maurepas Wildlife Management Area.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the chairman of the Wildlife and Fisheries Commission, the secretary of the Department of Wildlife and Fisheries, and the parish president of St. John the Baptist Parish.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

ENROLLED

First Extraordinary Session, 2002

HOUSE RESOLUTION NO. 20

BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To urge and request the Wildlife and Fisheries Commission to adopt rules and regulations to allow deer hunting with dogs in the Maurepas Wildlife Management Area.

WHEREAS, the Mellon Foundation donated a tract of approximately sixty-three thousand acres, more or less, south of Lake Maurepas and located in parts of Ascension, St. James, and St. John the Baptist parishes, to the Louisiana Department of Wildlife and Fisheries for the purpose of creating a wildlife management area (WMA); and

WHEREAS, with this acreage the Wildlife and Fisheries Commission created the Maurepas WMA on August 8, 2001; and

WHEREAS, the secluded swamplands, dominated by bald cypress-tupelo gum, that comprise the Maurepas WMA have been an abundant hunting ground for generations; and

WHEREAS, the Maurepas WMA's landscape of swamp and waterways makes movement difficult for hunters; and

WHEREAS, deer hunting with the aid of dogs has long been a part of the rich cultural heritage of this state.

THEREFORE, BE IT RESOLVED that the House of Representatives of the Legislature of Louisiana does hereby urge and request the Wildlife and Fisheries Commission to adopt rules and regulations allowing deer hunting using dogs in the Maurepas Wildlife Management Area.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the chairman of the Wildlife and Fisheries Commission.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

ENROLLED

First Extraordinary Session, 2002

HOUSE RESOLUTION NO. 26

BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To urge and request the Department of Wildlife and Fisheries not to oppose the construction of a new interchange and truck route within the Maurepas Wildlife Management Area, but to ensure that natural drainage through the management area is maintained.

WHEREAS, the Department of Wildlife and Fisheries owns and operates a large number of Wildlife Management Areas (WMAs) around the state, and its newest WMA is the Maurepas WMA, which comprises sixty thousand eight hundred eighty acres in the parishes of Ascension, St. James, and St. John the Baptist; and

WHEREAS, the primary natural geological feature of the new WMA is bald cypress-tupelo gum swamp, one of Louisiana's hallmark environments, but two major Louisiana thoroughfares also traverse the area: Interstate 10 and Airline Highway; and

WHEREAS, the state and local governments are considering construction of a new route through the area which is intended to facilitate truck traffic moving from the major highways directly to the industrial operations along the river; and

WHEREAS, one of the most important factors contributing to the ecological health of wetlands such as those now within the Maurepas WMA is the natural flow of water within the ecosystem; and

WHEREAS, the construction of the new truck route and interchange could disrupt the natural flow of water in the swamp; and

WHEREAS, the House of Representatives is cognizant of the damage that has been done to other wetland areas of the state by human efforts, particularly efforts to alter natural drainage and other movement of surface waters, and further recognizes that the goal of economic development must be pursued in tandem with preserving the natural environment.

THEREFORE, BE IT RESOLVED that the House of Representatives of the Legislature of Louisiana does hereby urge and request the Department of Wildlife and Fisheries not to oppose the construction of a new interchange and truck route within the Maurepas Wildlife Management Area, but to ensure that natural drainage through the management area is maintained.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the secretary of the Department of Wildlife and Fisheries.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

ENROLLED

First Extraordinary Session, 2002

SENATE RESOLUTION NO. 28

BY SENATOR LAMBERT

A RESOLUTION

To urge and request the Department of Wildlife and Fisheries not to take any action that would impede the flow of water in the Maurepas WMA, particularly in the area between Airline Highway and Interstate 10.

WHEREAS, the Department of Wildlife and Fisheries owns and operates a large number of Wildlife Management Areas (WMAs) around the state, and its newest WMA is the Maurepas WMA, which comprises sixty thousand eight hundred acres in the parishes of Ascension, St. James, and St. John the Baptist; and

WHEREAS, the primary natural geological feature of the new WMA is the bald cypress-tupelo gum swamp, one of Louisiana's hallmark environments, but two major Louisiana thoroughfares also traverse the area: Interstate 10 and Airline Highway; and

WHEREAS, one of the most important factors contributing to the ecological health of wetlands such as those now within the Maurepas WMA is the natural flow of water within the eco-system; and

WHEREAS, the presence of two major thoroughfares in the Maurepas WMA, however, may result in consideration of projects which would disrupt the natural flow of water, particularly in the area between the two highways; and

WHEREAS, the Senate of the Legislature of Louisiana is cognizant of the damage that has been done to other wetland areas of the state by human efforts, particularly efforts to alter natural drainage and other movement of surface waters.

THEREFORE, BE IT RESOLVED that the Senate of the Legislature of Louisiana does hereby urge and request the Department of Wildlife and Fisheries not to consider or take any action which would impede the natural flow of water in the Maurepas WMA, particularly in that area between Airline Highway and Interstate 10.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the secretary of the Department of Wildlife and Fisheries.

PRESIDENT OF THE SENATE

ENROLLED

First Extraordinary Session, 2002

SENATE RESOLUTION NO. 29

BY SENATOR LAMBERT

A RESOLUTION

To urge and request the Wildlife and Fisheries Commission to adopt rules and regulations to allow deer hunting with dogs in the Maurepas Wildlife Management Area.

WHEREAS, the Mellon Foundation donated a tract of approximately sixty-three thousand acres, more or less, south of Lake Maurepas and located in parts of Ascension, St. James, and St. John the Baptist parishes, to the Louisiana Department of Wildlife and Fisheries for the purpose of creating a wildlife management area (WMA); and

WHEREAS, with the acreage the Wildlife and Fisheries Commission created the Maurepas WMA on August 8, 2001; and

WHEREAS, the secluded swamplands, dominated by bald cypress-tupelo gum, that comprise the Maurepas WMA have been an abundant hunting ground for generations; and

WHEREAS, the Maurepas WMA's landscape of swamp and waterways makes movement difficult for hunters; and

WHEREAS, deer hunting with the aid of dogs has long been a part of the rich cultural heritage of this state.

THEREFORE, BE IT RESOLVED that the Senate of the Legislature of Louisiana does hereby urge and request the Wildlife and Fisheries Commission to adopt rules and regulations allowing deer hunting using dogs in the Maurepas Wildlife Management Area.

SR NO. 29

ENROLLED

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the chairman of the Wildlife and Fisheries Commission.

PRESIDENT OF THE SENATE

ENROLLED

First Extraordinary Session, 2002

SENATE RESOLUTION NO. 30

BY SENATORS LAMBERT AND CHAISSON

A RESOLUTION

To urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to allow St. John the Baptist Parish to lease existing camps on the Reserve Relief Canal and Mississippi Bayou in the Maurepas Wildlife Management Area.

WHEREAS, over the past forty years, individuals leased property in the inaccessible areas south of Lake Maurepas, dominated by bald cypress-tupelo gum swamp, for the purpose of building hunting camps; and

WHEREAS, during these long years, the lessees brought lumber and material by water to tediously construct camps in the secluded swamplands; and

WHEREAS, in July of 2001, the Richard King Mellon Foundation purchased sixty-three thousand acres, more or less, south of Lake Maurepas and located in parts of Ascension, St. James, and St. John the Baptist Parishes; and

WHEREAS, the Mellon Foundation, in turn, donated the property to the Louisiana Department of Wildlife and Fisheries for the purpose of creating a wildlife management area (WMA); and

WHEREAS, the Wildlife and Fisheries Commission created the Maurepas WMA on August 8, 2001; and

WHEREAS, the commission and the department maintain a long-standing policy of refusing private leases within management areas and

continue to require that camp owners remove camps by July 1, 2002, or face demolition by the department; and

WHEREAS, the property became attractive for a WMA due to the camp owners' conservation efforts in encouraging and maintaining a healthy compliment of game animals; and

WHEREAS, wildlife agents seldom patrol the inaccessible and back swamp area, and the presence of camps and camp owners discouraged poachers and other unlawful activity; and

WHEREAS, it is in the best interest of the state of Louisiana for individuals who have invested a great amount of time and effort in the area and who are genuinely concerned about the wildlife and habitat to continue their relationship with the area by leasing their former camps; and

WHEREAS, the camp owners recently donated their interest in these camps to St. John the Baptist Parish, and the parish council has accepted the donation with the intent to lease the camps.

THEREFORE, BE IT RESOLVED that the Senate of the Legislature of Louisiana does hereby urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to allow St. John the Baptist Parish to lease existing camps on the Reserve Relief Canal and Mississippi Bayou in the Maurepas Wildlife Management Area.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the chairman of the Wildlife and Fisheries Commission, the secretary of the Department of Wildlife and Fisheries, and the parish president of St. John the Baptist Parish.

PRESIDENT OF THE SENATE

ENFORCEMENT AVIATION REPORT
JULY, 2002

185-Amph. - 61092
Hrs. - 43.5

185-Float - 9667Q
Hrs. - 30.8

210 - 9467Y
Hrs. - 14.3

Enforcement Hours - 68.5

Other Divisions - 20.1

Total Plane Use - 88.6

Cases Made In Conjunction With Aircraft Use Resulted In Citations Issued For:

3-Take Oysters Closed Season

3-Total

Confiscations: 15 Sacks of Oysters Returned to Water

ENFORCEMENT CASE REPORT

JULY 2002

REGION 1:MINDEN
18 Agent positions

**PARISHES: BIENVILLE, BOSSIER,
 CADDO, CLAIBORNE,
 WEBSTER**

TOTAL CASES	87
TOTAL	DESCRIPTION OF CITATION
40	Boating Safety
28	Angling W/O A Resident License
5	Angling W/O A License - Non-Resident
3	Fishing W/O A Resident Pole License
2	Take Over Limit Undersize Catfish
3	Take Illegal Size Black Bass
1	Take/Possess Undersize Commercial Finfish
1	Failure To Tag Nets
3	Failure To Abide By R&R On WMA
1	Operate Vessel While Intoxicated

WRITTEN WARNINGS:

TOTAL 21	DESCRIPTION OF CITATION
15	Boating Safety
4	Angling W/O A Resident License
1	Hunting W/O A Resident License
1	Failure To Wear Hunter Orange

CONFISCATIONS:

CONFISCATION DESCRIPTION	
4 rod & reel combos; 4 black bass; 129 channel catfish.	

TOTAL OF EACH CATEGORY FOR REGION I

TOTAL	DESCRIPTION
40	Boating
4	Commercial Fishing
0	Federal Migratory
0	Littering
4	Miscellaneous
39	Recreational Fishing
0	State Hunting/Trapping
21	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
0	Public Assistance

REGION 2:MONROE
20 Agent positions

**PARISHES: E. CARROLL, JACKSON,
 LINCOLN,MOREHOUSE
 QUACHITA, RICHLAND
 UNION, W. CARROLL**

TOTAL CASES	60
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TOTAL	DESCRIPTION OF CITATION
26	Boating
19	Angle Without A Resident License
4	Fish Without A Resident Pole License
1	Buy/Sell Fish Without Wholesale Retail License
4	Littering
2	Possession of Marijuana
2	Possession of Drug Paraphernalia
2	Take Game Fish Illegally

WRITTEN WARNINGS: 2

TOTAL	DESCRIPTION OF CITATION
2	Boating

CONFISCATIONS:

CONFISCATION DESCRIPTION
1 Bag marijuana, 1- drug-smoking Pipe, 1- drug grinder.

TOTAL OF EACH CATEGORY FOR REGION - 2

TOTAL	DESCRIPTION
26	Boating
1	Commercial Fishing
-0-	Federal Migratory
4	Littering
4	Miscellaneous
25	Recreational Fishing
-0-	State Hunting/Trapping
2	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
20	Public Assistance (Assisting Stranded Motorists and Boaters)

REGION 3:ALEXANDRIA

PARISHES:AVOYELLES, GRANT
NATCHITOCHEs
RAPIDES, SABINE

26 Agent positions

TOTAL CASES	188
TOTAL	DESCRIPTION OF CITATION
108	Boating
35	Angling W/O A License
7	Angling W/O A Non Resident License
3	Transport W/O Required License
1	Take Or Possess Game Fish Illegally
1	Take Illegal Size Black Bass
1	Sell & Buy Fish W/O Wholesale Retail Dealers License
1	Fail To Maintain Records
1	Take/Possess Undersize Freshwater Game Fish
1	Take Commercial Fish W/O Commercial License
2	Take Commercial Fish W/O Commercial Gear License
1	Take Undersize Catfish With Wire Net
3	Take/Possess Other Non Game Birds
1	Possess Spotted Fawn
1	Hunt/Take Illegal Deer Open Season

14	Littering
2	Commercial Transport W/O Display Of Owner Name & Address
3	Operate ATV On Public Road
1	Violate Interstate Commerce Regs.
1	Resisting An Officer

WRITTEN WARNINGS:

TOTAL - 15	DESCRIPTION OF CITATION
2	No Observer While Skiing
7	Angling W/O A License
6	Boating

CONFISCATIONS:

CONFISCATION DESCRIPTION
6 cans/bottles, 1 spotted fawn hide, 1 hawk talons & tail feather mount, 2 rod & reel, 2 black bass, 1 cast net, 1 boat & trailer.

TOTAL OF EACH CATEGORY FOR REGION 3

TOTAL	DESCRIPTION
108	Boating
12	Commercial Fishing
3	Federal Migratory
14	Littering

4	Miscellaneous
45	Recreational Fishing
2	State Hunting/Trapping
15	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
10	Public Assistance

REGION 4:FERRIDAY
24 Agent positions

PARISHES: CALDWELL, CATAHOULA
CONCORDIA, FRANKLIN
LASALLE, MADISON, TENSAS

TOTAL CASES	97
TOTAL	DESCRIPTION OF CITATION
67	Boating
14	Angling W/O A License
2	Angling W/O A Non-Resident License
1	Fishing W/O A Resident Pole License
1	Use Gear W/O Recreational Gear License
3	Take Or Possess Limit of Freshwater Fish
1	Take Or Possess Spoonbill Catfish
1	Take Commercial Fish W/O Commercial License
1	Take Commercial Fish W/O Commercial Gear License
1	Not Abiding By Rules And Regs. OnWMA
3	DWI
1	DUI
1	Other Than Wildlife And Fisheries

WRITTEN WARNINGS:

TOTAL	3	DESCRIPTION OF CITATION
3		Boating

CONFISCATIONS:

CONFISCATION DESCRIPTION
15 bass; 3 spoonbill catfish.

TOTAL OF EACH CATEGORY FOR REGION 4

TOTAL	DESCRIPTION
67	Boating
3	Commercial Fishing
0	Federal Migratory
0	Littering
5	Miscellaneous
21	Recreational Fishing
1	State Hunting/Trapping
3	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
5	Public Assistance

REGION 5: LAKE CHARLES
23 Agent positions

PARISHES: BEAUREGARD, CALCASIEU
EVANGELINE, ALLEN,
CAMERON, ACADIA,
VERMILION, JEFF DAVIS

TOTAL CASES	267
TOTAL	DESCRIPTION OF CITATION
85	Boating
79	Angling W/O A Res. License
11	Angling W/O A Non. Res. License
10	Angling W/O A Saltwater License
1	Angling W/O Saltwater License Non. Res.
1	Taking/Poss O/L Or U/S Freshwater Game Fish – Bass
1	Poss. O/L of Red Drum In Excess 27"
1	Poss. Of Red Fish – Federal Waters
1	Take Illegal Size Black Bass
4	Take Or Poss. U/S Black Drum (Rec)
1	Comm. Rules/Regulations – Red Snapper (Rec)
1	Take Comm. Fish W/O Comm. Gear License
2	Take Or Poss. Comm. Fish W/O Vessel License
1	Sell &/Or Buy Fish W/O W/S R/T Dealer's License (Res)
1	Failure To Maintain Records

1	Destroy Legal Crab Traps Or Removing Contents
31	Take Oysters From Unapproved Area Polluted
1	Failure To Fill Out Oyster Tags Correctly
1	Failure To Tag Sacked Or Containerized Oyster
1	Harvest Oyster W/O Oyster Harvester License
2	Taking Or Poss. Alligators C/S
10	Illegal Poss. Of Drugs Or Marijuana
1	Operate Vessel While Intoxicated
18	Littering
1	Miscellaneous Federal Violations

WRITTEN WARNINGS:

TOTAL	8	DESCRIPTION OF CITATION
1		Angling W/O A Res. License
2		Improperly Riding On Deck Or Gunwales
1		No Boat Registration Certificate In Poss.
1		Expired Boat Registration Certificate
2		Improper Or No Fire Extinguisher
1		Operate Personal Watercraft At Night

CONFISCATIONS:

CONFISCATION DESCRIPTION	
4 crab traps; 6 u/s blackdrum rtw; 2 reddrum rtw; 16 blackbass o/l rtw; 2 red snapper; 1 alligator; 9 rods; 9 reels; 1-870 12 ga. Remington shotgun; 1 blue towel; 10 marijuana cigarettes, 4 packs cigarette rolling papers.	

TOTAL OF EACH CATEGORY FOR REGION 5

TOTAL	DESCRIPTION
85	Boating
41	Commercial Fishing
1	Federal Migratory
18	Littering
11	Miscellaneous
109	Recreational Fishing
2	State Hunting/Trapping
8	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
5	Public Assistance

REGION 6:OPELOUSAS
24 Agent positions

**PARISHES: IBERIA, IBERVILLE,
 PT.COUPÉE,LAFAYETTE
 ST.MARTIN,IBERIA
 IBERVILLE,W.B.R.**

TOTAL CASES	171
TOTAL	DESCRIPTION OF CITATION
82	Boating
1	Misrepresentation During Issuance Of Misdemeanor
49	Angling W/O License
1	Fail To Maintain Records
4	Littering
14	Fish W/O Resident Pole License
1	Angling W/O Non-Resident License
8	Take Illegal Size Black Bass
1	Illegal Possession of Drugs Or Marijuana
2	Angling W/O A Non-Resident License
1	Take Or Possess Undersized Red Drum
1	Misrepresent Booking Information
1	Collect Rept/Amphibian Recreational W/O Basic Fishing License
1	Possess Of Other Non-Game Birds
1	Possess Rabbits Closed Season

1	Blocking Passage Of Fish
2	Possess Firearm While Frogging

WRITTEN WARNINGS:

TOTAL 18	DESCRIPTION OF CITATION
3	Boating
15	Angling W/O License

CONFISCATIONS:

CONFISCATION DESCRIPTION
2 rod and reels, 17 black bass, 1 ski boat, 1 ziploc bag of marijuana, 2 red drum, 1 jigging pole, 9 live Harris hawks, 3 dead carcasses, 1 set of jesses, 1 rabbit

TOTAL OF EACH CATEGORY FOR REGION 6

TOTAL	DESCRIPTION
82	Boating
2	Commercial Fishing
1	Federal Migratory
4	Littering
3	Miscellaneous
76	Recreational Fishing
3	State Hunting/Trapping
18	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
3	Public Assistance

REGION 7:BATON ROUGE

22 Agent positions

**PARISHES: ASCENSION, E.B. ROUGE,
E. FELICIANA, LIVINGSTON,
ST. HELENA, ST. TAMMANY,
TANGIPAHOA, WASHINGTON,
W. FELICIANA**

TOTAL CASES	315
TOTAL	DESCRIPTION OF CITATION
207	Boating
88	Angling W/O A License
5	Angling W/O a Non-Resident License
1	Angling W/O Saltwater License
1	Possession Overlimit Of Game Fish
1	Take Undersize Spotted Trout
1	Take Undersize Shark
1	Buy Or Sell W/O Retail Dealers License
1	Transport W/O Required License
1	Fail To Maintain Records
3	Remove Contents Of Legal Crab Traps
1	Possession Of Stolen Property
1	Possession Wild Quadrapeds W/O Permit
1	Possession Alligator Closed Season
1	Possession Of Spotted Fawn

1	Possession Of Marijuana
----------	--------------------------------

WRITTEN WARNINGS:

TOTAL 17	DESCRIPTION OF CITATION
11	Boating
6	Angling W/O Basic Resident License

CONFISCATIONS:

CONFISCATION DESCRIPTION
2 deer, 8 speckled trout, 1 shark, 1 boat, motor and trailer, 1 outboard motor.

TOTAL OF EACH CATEGORY FOR REGION 7

TOTAL	DESCRIPTION
207	Boating
6	Commercial Fishing
0	Federal Migratory
0	Littering
2	Miscellaneous
97	Recreational Fishing
3	State Hunting/Trapping
17	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
20	Public Assistance-13 Assist Boaters, and 7 Assist Motorists.

REGION 8:NEW ORLEANS
21 Agent positions

PLAQUEMINE, ST. BERNARD,
ORLEANS, JEFFERSON
ST. CHARLES

TOTAL CASES	296
TOTAL	DESCRIPTION OF CITATION
98	Boating
66	Angling W/O A License
20	Angling W/O A License Non-Resident
3	Violate Recreational Gear Lic. Req.
6	Angling W/O Saltwater Lic.
2	Angling W/O Saltwater Lic Non-Resident
2	Take/Poss. O/L Red Drum (On Water)
2	Violate Commission Rules and Regs. Red Drum
2	Fail to Have Fish Intact (Saltwater)
5	Take or Poss. Undersized Spotted Sea Trout
2	Commission Rules and Regs. Snapper
1	Commission Rules and Regs. Amberjack
1	Fail to Comply with Charter Boat Regulations
1	Take/Poss. O/L Spotted Seatrout(On Water)
3	Commission Rules and Regs. Shark
2	Take or Poss. Commercial Fish W/O Vessel Lic.

1	Use Crab Traps W/O Required Markings
3	Removing Contents of Crab Traps
2	Possess over 20% Undersize Crabs
5	Trawling in Closed Season(Inside Waters)
2	Use Skimmers in Closed Season
1	Use Illegal Mesh Trawl
16	Fail to Pay Severance Tax (Shrimp)
8	Failure to Have Written Permission
12	Unlawfully Take Oysters From State Water Bottoms
2	Take Oysters From Unapproved Area(polluted)
9	Unlawfully Take Oysters Off a Private Lease
4	Taking or Possessing Alligators Closed Season
2	Not Abiding By Rules and Regulations on WMA
3	Littering
4	Other Than Wildlife and Fisheries
1	Violation of Sanitary Code-Chapter 9
3	Violation of Sanitation Code-Chapter 9(Vessel Regulations)
2	Filing False Public Records

WRITTEN WARNINGS:

TOTAL 22	DESCRIPTION OF CITATION
13	Boating
6	Angling W/O A License
1	Angling W/O A License Non-Resident
2	Take or Poss. Undersized Spotted Sea Trout

CONFISCATIONS:

CONFISCATION DESCRIPTION
<p>Returned to water..15 lbs. of seafood, 106 sacks of oysters, 1 ½ boxes of crabs, 2 gray snapper, 80 frogs, and ½ lbs. of shrimp.</p> <p>Donated...Catfish(5)...Sheepshead(5)...Flounder(3)...Reddrum(31)...Shark Fins(51 lbs.)...Shark(14)...Alligator(2)...Oyster Sacks(1)...Shrimp(75 lbs.)...Seatrout(59)...Amberjack(1)...Bags of filet(50.5 lbs.)...Blackdrum(10)</p> <p>Sold @bid Shark(1202 lbs. \$990.80)...Shrimp(295 lbs. \$383.50)</p> <p>Hardware Confiscated...Crab Traps(6)...Skimmer Nets(2)...Vessel(1)...Gill Nets(10)...Trawl(3)...Ice Chest(3)...Oyster Dredge(9)...Rod and Reel Combo(16)....Castnet(1)</p>

TOTAL OF EACH CATEGORY FOR REGION 8

TOTAL	DESCRIPTION
98	Boating
67	Commercial Fishing
0	Federal Migratory
3	Littering
12	Miscellaneous
112	Recreational Fishing
4	State Hunting/Trapping
22	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
11	Public Assistance

REGION 9: SCHRIEVER

25 Agent positions

PARISHES: ASSUMPTION, ST. JAMES
 ST. JOHN, ST. MARY
 TERREBONNE, LAFOURCHE
 JEFFERSON-GRAND ISLE
 LOWER ST. MARTIN

TOTAL CASES	238
TOTAL	DESCRIPTION OF CITATION
102	Boating
40	Angling Without A License
5	Angling Without A Non-Resident License
2	Violate Recreational Gear License Requirement
3	Angling Without Saltwater License
2	Angling Without Non-Resident Saltwater License
2	Take Over Limit Black Drum (Recreational)
4	Take Illegal Size Black Bass
4	Take Undersized Red Drum (Recreational)
3	Take Undersized Spotted Sea Trout (Recreational)
4	Take Undersized Black Drum (Recreational)
1	Take Over Limit Freshwater Gamefish (Catfish)
1	Take Over Limit Red Drum (On Water)
2	Possess Over Limit Red Drum In Excess Of 27" (Recreational)
3	Take Commercial Fish Without Commercial License

1	Take Commercial Fish Without Commercial Gear License (Crab Trap)
2	Take Commercial Fish Without Commercial Gear License (Butterfly Net)
1	Take Commercial Fish Without Commercial Gear License (Hoop Net)
3	Take Commercial Fish Without Vessel License
2	Fail To Maintain Records
1	Allow Unlicensed Fisherman To Use Vessel License
1	Allow Unlicensed Fisherman To Use Commercial Gear License
1	Possess Over 20% Undersize Crabs
2	Butterflying In Closed Season
9	Use Skimmers In Closed Season
5	Trawling In Closed Season (Inside Waters)
4	Take Oysters Closed Season
3	Failure To Have Written Permission
3	Unlawfully Take Oysters From State Water Bottoms
3	Unlawfully Take Oysters Off A Private Lease
1	Harvest Oysters Without Oyster Harvester License
1	DWI (Vehicular)
3	DWI (Water)
2	Violate Sanitary Code (Log Book)
2	Not Abiding Rules And Regulations WMA (Over Limit Crabs)

2	Littering
1	Violate Sanitary Code (Vessel Regulations)
3	Possess Alcohol Persons Under 21
1	Take Alligators Closed Season
1	Fail To Have Commercial License In Possession
2	Theft Of Crab Traps

WRITTEN WARNINGS:

TOTAL 41	DESCRIPTION OF CITATION
24	Boating
10	Angling Without A License
2	Fish Without Resident Pole License
5	Angling Without Saltwater License

CONFISCATIONS:

CONFISCATION DESCRIPTION
259 catfish, 2300 pounds crabs, 1016 pounds shrimp sold \$1408.40, 41 shrimp, 8 sea trout, 12 red drums, 3 white drum, 20 black drum, 83 sacks oysters, 4 black bass, 1 boat, motor and trailer (physical seizure), 2 boats (paper seizure), 1 rod and reel, 1 alligator, 1 rifle, 1 butterfly net, 4 trawl nets, 5 commercial licenses, 1 driver's license, 8 cans beer

TOTAL OF EACH CATEGORY FOR REGION 9

TOTAL	DESCRIPTION
102	Boating
48	Commercial Fishing

0	Federal Migratory
2	Littering
12	Miscellaneous
73	Recreational Fishing
1	State Hunting/Trapping
41	Written Warnings
TOTAL NUMBER FOR PUBLIC ASSISTANCE	
TOTAL	
24	Public Assistance

OYSTER STRIKE FORCE
3 Agent positions

COASTAL WATERS

TOTAL CASES	42
TOTAL	DESCRIPTION OF CITATION
5	Boating
5	Unlawfully Take Oysters From A Private Lease
5	Fail To Have Written Permission
3	Unlawfully Take Oysters From State Water Bottoms
4	Take Oysters Closed Season
1	Harvest Oysters W/O Oyster Harvester License
2	Improper Or No Vessel Log-Chapter 9
1	Take Commercial Fish W/O Commercial License
1	Take Commercial Fish W/O Commercial Gear License
1	Take Commercial Fish W/O Commercial Vessel License
2	Take Or Possess Undersized Black Drum
2	Take Or Possess Over-The-Limit Black Drum
9	Angling W/O A Basic License
1	Angling W/O A Saltwater License

WRITTEN WARNINGS:

TOTAL 0	DESCRIPTION OF CITATION
0	

CONFISCATIONS:

CONFISCATION DESCRIPTION
50 sacks of oysters, 16 black drum.

TOTAL OF EACH CATEGORY FOR OYSTER STRIKE FORCE

TOTAL	DESCRIPTION
5	Boating
23	Commercial Fishing
0	Federal Migratory
0	Littering
0	Miscellaneous
14	Recreational Fishing
0	State Hunting/Trapping
0	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
0	Public Assistance

SPECIAL INVESTIGATIONS UNIT
8 Agent positions

STATEWIDE

TOTAL CASES	23
TOTAL	DESCRIPTION OF CITATION
4	Fail To Maintain Records
16	Fail To Pay Severence Taxes (Shrimp)
2	Buy/Sell Fish W/O A Wholesale/Retail Seafood Dealer's License
1	Buy/Sell Fish W/O A Retail Seafood Dealer's License

WRITTEN WARNINGS:

TOTAL 0	DESCRIPTION OF CITATION
0	

CONFISCATIONS:

CONFISCATION DESCRIPTION
None.

TOTAL OF EACH CATEGORY FOR SPECIAL INVESTIGATIONS UNIT

TOTAL	DESCRIPTION
0	Boating
23	Commercial Fishing
0	Federal Migratory
0	Littering
0	Miscellaneous
0	Recreational Fishing
0	State Hunting/Trapping
0	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
0	Public Assistance

S.W.E.P.
8 Agent positions

COASTAL WATERS

TOTAL CASES	12
TOTAL	DESCRIPTION OF CITATION
2	Boating
2	Use Skimmers During Closed Season
1	Fail To Keep Saltwater Fish Intact
2	Fail To Comply With Mother Ship Charter Boat License
1	Angle W/O Saltwater License
2	Angle W/O Recreational License
1	No Recreational Gear License
1	Violate Commercial Rules And Regs. Red Drum In Federal Waters

WRITTEN WARNINGS:

TOTAL 0	DESCRIPTION OF CITATION
0	

CONFISCATIONS:

CONFISCATION DESCRIPTION
4 skimmer nets, 2 tuna filets, 2-29 ' red drum, 70 freshwater catfish, 1 fishing pole and 1 castnet, 295 lbs. of shrimp sold for \$383.50.

TOTAL OF EACH CATEGORY FOR S.W.E.P.

TOTAL	DESCRIPTION
2	Boating
2	Commercial Fishing
0	Federal Migratory
0	Littering
1	Miscellaneous
7	Recreational Fishing
0	State Hunting/Trapping
0	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
0	Public Assistance

REFUGE PATROL
8 Agent positions

MARSH ISLAND,
ROCKEFELLER, STATE
WILDLIFE

TOTAL CASES	34
TOTAL	DESCRIPTION OF CITATION
4	Boating
28	Not Abiding By Rules And Regs. On WMA
1	Violate Commission Rules And Regs. Red Snapper
1	Possess Overlimit Of Red Drum 27"

WRITTEN WARNINGS:

TOTAL 4	DESCRIPTION OF CITATION
2	Angling W/O A Saltwater License
1	Angling W/O A Basic License
1	Fail To Display Valid Certificate Decal

CONFISCATIONS:

CONFISCATION DESCRIPTION
22 lbs. of shrimp, 4 red snapper, and 1 red drum.

TOTAL OF EACH CATEGORY FOR REFUGE PATROL

TOTAL	DESCRIPTION
4	Boating
0	Commercial Fishing

0	Federal Migratory
0	Littering
28	Miscellaneous
2	Recreational Fishing
0	State Hunting/Trapping
4	Written Warnings

TOTAL NUMBER FOR PUBLIC ASSISTANCE

TOTAL	DESCRIPTION
15	Public Assistance-2 first aid and 13 stranded vessels.

TOTAL CASES -1830

NOTE: WRITTEN WARNINGS =151

Louisiana State Seafood Industry Advisory Board

Jerald Horst, Chairman
6640 Riverside Dr.
Suite 200
Metairie, LA 70003
(504) 838-1170
FAX (504) 838-1175

From:
Capt. Jeff
Mayne
delivered by
his student
worker

July 15, 2002

Mr. Thomas M. Gattle
Chairman, LA Wildlife and Fisheries Commission
Route 1, Box 40
Lake Providence, LA 71254

Dear Mr. Gattle,

The Louisiana State Seafood Industry Advisory Board, a deliberative body comprised of representatives of the seafood industry and created by the Louisiana Legislature, was briefed on July 2 concerning Act 75 of the 2002 Regular Session of the Louisiana Legislature. Under the provisions of the Act, the Louisiana Wildlife and Fisheries Commission is to create rules and regulations to administer the newly created shrimp excise tax program. The act also recognizes the Seafood Industry Advisory Board to provide suggestions to the commission.

After extensive discussion, the board approved the following recommendations:

- 1) The report from should list as options all three categories, domestic, US-produced imports, and foreign imports.
- 2) Mesh the excise tax program into the fisheries trip ticket program.
- 3) Continue to maintain the exclusion of breaded or cooked shrimp from the excise tax.
- 4) Require that reporting be done by invoice dates.
- 5) All out-of-state holders of wholesale dealer licenses should be notified directly of the reporting/excise tax requirements.
- 6) To increase the efficiency of compliance, The Louisiana Department of Wildlife and Fisheries should supply pre-addressed gummed labels to dealers required to report.
- 7) Reporting forms should provide for clear identification of the submitting dealer.

- 8) The report form should not require reporting by species, sizes, or by businesses the product were purchased from.

The Seafood Industry Advisory Board has requested board member Jeff Mayne to present its recommendations to the Louisiana Wildlife and Fisheries Commission. The board also stands ready to assist on any further developments on this subject.

Sincerely,



Jerald Horst
Chairman

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, the Wildlife and Fisheries Commission does hereby promulgate this Declaration of Emergency relative to the excise tax on shrimp.

Act 75 of the 2002 Regular Session of the Louisiana Legislature enacted a shrimp excise tax to be collected on shrimp harvested in Louisiana waters and shrimp imported into Louisiana. The legislation mandates that the Department begin the process for collection of this excise tax on July 1, 2002, the effective date of the Act. In order to meet the statutorily-mandated timeline, and to provide the mechanism which will allow wholesale/retail seafood dealers to comply with the Act, and to put other provisions in place which are essential for the effective administration of the program, the following rule must be promulgated by a declaration of emergency.

Further, effectively enforcing regulations which enable the identification of both domestically-harvested and imported shrimp will provide mechanisms to more adequately monitor harvest information of shrimp in Louisiana.

Such regulations will further enable the identification of imported shrimp, which may be subject to testing for the antibiotic

chloramphenicol under rules and regulations adopted by the Louisiana Department of Agriculture and Forestry. Chloramphenicol is used in some countries in connection with the production of shrimp and other seafood products. The United States Food and Drug Administration has banned the use of chloramphenicol in animals which are raised for human consumption. In January of 2002, the European Union banned imported Chinese products intended for human consumption or for use in animal feed, as a result of the discovery of chloramphenicol residues in seafood products harvested from and produced in that country.

Implementation of this emergency rule will also provide information relative to the amounts and sources of imported shrimp in Louisiana's extremely important commercial markets. The inability of the state to measure the economic importance of imported shrimp in Louisiana poses an imminent fiscal and economic peril to the state and its citizens. It is critical for the State of Louisiana to track and monitor the importation of shrimp from other countries for health reasons. Previous and existing laws and regulations only accommodated the monitoring and tracking of shrimp harvested within the State. Imported shrimp numbers have been increasing nationwide over the past several years. Monitoring and tracking imported shrimp will enhance the enforcement effort required to monitor harvest, and track, and to prevent the mislabeling, commingling, smuggling, false reporting and under-

reporting of domestically harvested Louisiana shrimp.

Additional revenue in the form of an import tax or excise tax or other revenue-generating mechanism will be necessary in order to accomplish this end; therefore it is imperative that the Department begin immediately to implement the Act and to put in place the mechanisms for doing so.

This Declaration of Emergency will become effective on August 1, 2002, and shall remain in effect for the maximum period allowed under the Administrative Procedure Act or until adoption of the final rule.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 3. Saltwater Sport and Commercial Fishing

§365. Shrimp Excise Tax

A. Shrimp excise tax, shrimp records, shrimp packaging:

1. A shrimp excise tax shall be paid in accordance with the provisions as set forth in R.S. 56:506. Dealers shall file monthly tax reports and furnish all information required thereon on forms provided by the department. A wholesale/retail seafood dealer shall file a monthly report indicating "zero" in amount due, for each month in which such wholesale/retail seafood dealer does not import shrimp into the state and does not purchase or acquire shrimp harvested in Louisiana directly from a harvesting vessel.

2. Wholesale/retail seafood dealers, retail seafood dealers, restaurants and retail grocers shall maintain records in accordance with R.S. 56:306.5 and 56:506. In addition to the requirements therein, wholesale/retail seafood dealers when selling or otherwise transferring shrimp shall specify on each invoice of sale or transfer required to be delivered to retail dealers, restaurants and/or retail grocers the specific country of origin of the shrimp being sold or transferred. All purchase and sales records of wholesale/retail seafood dealers, which are required to be maintained by law, shall specify the country of origin of all shrimp acquired and sold or transferred. All purchase records of retail dealers, restaurants and retail grocers which are required to be maintained by law, shall specify the country of origin of shrimp acquired or purchased. Shrimp from different countries shall be recorded separately on all records.

3. All records for shrimp, which are harvested from Louisiana waters or which are landed in Louisiana from a harvesting vessel, shall indicate such shrimp are a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)".

4. It shall be a violation of this section for any wholesale/retail seafood dealer to purchase, barter, sell, exchange or possess any shrimp without paying all excise taxes owed on the shrimp as provided by law.

5. Wholesale/retail seafood dealers shall provide all

information required on forms provided for the purpose of data collection relating to the shrimp excise tax. Such information shall include but not be limited to:

- a. Wholesale/retail seafood dealer license number;
- b. Month and year, indicating reporting month and year;
- c. Date of submission, date in which the dealer or authorized representative completes and submits shrimp excise report form;
- d. Legal name of business;
- e. If purchasing or acquiring shrimp from vessels harvesting or landing in Louisiana waters, pounds of such shrimp purchased or acquired; shrimp that are landed in Louisiana by harvesting vessels are deemed to be taken in Louisiana waters.
- f. If purchasing, importing, storing, brokering, or receiving shrimp domestically harvested within the United States, pounds of such shrimp purchased, imported, stored, brokered or received.
- g. If purchasing, importing, storing, brokering, or receiving shrimp from a foreign country, pounds of such shrimp purchased, imported, stored, brokered or received.
- h. If purchasing, importing, storing, brokering, or receiving shrimp which were taken, harvested or landed in Louisiana and excise tax has previously been paid and such shrimp

are packaged, labeled and recorded to be a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)", indicate the pounds of such shrimp. No shrimp excise tax is due again on such shrimp.

i. For all shrimp reported, the shrimp excise report form shall indicate the form in which all shrimp is purchased, imported, received, brokered or stored (i.e. heads-on, headless, or peeled). Shrimp which are fully cooked, canned cooked or breaded cooked, and frozen cooked shrimp ready for immediate consumption, shall be exempt from the requirements herein.

j. All lines, columns and blocks on the shrimp excise tax report form shall be filled out in order for the form to be deemed completed.

k. Signature of dealer or authorized representative, (first and last name) and date.

6. No wholesale/retail seafood dealer, retail seafood dealers, restaurants or retail grocers shall knowingly possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp which is represented to be a product of the United States or a product of Louisiana unless such shrimp is actually a product of the United States or a product of Louisiana.

7. No wholesale/retail seafood dealer, retail seafood dealers or restaurants shall possess, package, process, sell,

barter, exchange or attempt to sell, barter, trade or exchange shrimp from a foreign country which is commingled with shrimp caught in the United States or which is represented to be a product of the United States.

B. Violations of the provisions of this Section shall constitute a class four violation as defined in R.S. 56:34.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:506.

HISTORICAL NOTE: Promulgated by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 28: .

Thomas M. Gattle, Jr.

Chairman

NOTICE OF INTENT

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate a rule relative to the excise tax on shrimp in accordance with Act 75 of the 2002 Regular Session of the Louisiana Legislature.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 3. Saltwater Sport and Commercial Fishing

§365. Shrimp Excise Tax

A. Shrimp excise tax, shrimp records, shrimp packaging:

1. A shrimp excise tax shall be paid in accordance with the provisions as set forth in R.S. 56:506. Dealers shall file monthly tax reports and furnish all information required thereon on forms provided by the department. A wholesale/retail seafood dealer shall file a monthly report indicating "zero" in amount due, for each month in which such wholesale/retail seafood dealer does not import shrimp into the state and does not purchase or acquire shrimp harvested in Louisiana directly from a harvesting vessel.

2. Wholesale/retail seafood dealers, retail seafood dealers, restaurants and retail grocers shall maintain records in accordance with R.S. 56:306.5 and 56:506. In addition to the

requirements therein, wholesale/retail seafood dealers when selling or otherwise transferring shrimp shall specify on each invoice of sale or transfer required to be delivered to retail dealers, restaurants and/or retail grocers the specific country of origin of the shrimp being sold or transferred. All purchase and sales records of wholesale/retail seafood dealers, which are required to be maintained by law, shall specify the country of origin of all shrimp acquired and sold or transferred. All purchase records of retail dealers, restaurants and retail grocers which are required to be maintained by law, shall specify the country of origin of shrimp acquired or purchased. Shrimp from different countries shall be recorded separately on all records.

3. All records for shrimp, which are harvested from Louisiana waters or which are landed in Louisiana from a harvesting vessel, shall indicate such shrimp are a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)".

4. It shall be a violation of this section for any wholesale/retail seafood dealer to purchase, barter, sell, exchange or possess any shrimp without paying all excise taxes owed on the shrimp as provided by law.

5. Wholesale/retail seafood dealers shall provide all information required on forms provided for the purpose of data collection relating to the shrimp excise tax. Such information shall include but not be limited to:

a. Wholesale/retail seafood dealer license number;

b. Month and year, indicating reporting month and year;

c. Date of submission, date in which the dealer or authorized representative completes and submits shrimp excise report form;

d. Legal name of business;

e. If purchasing or acquiring shrimp from vessels harvesting or landing in Louisiana waters, pounds of such shrimp purchased or acquired; shrimp that are landed in Louisiana by harvesting vessels are deemed to be taken in Louisiana waters.

f. If purchasing, importing, storing, brokering, or receiving shrimp domestically harvested within the United States, pounds of such shrimp purchased, imported, stored, brokered or received.

g. If purchasing, importing, storing, brokering, or receiving shrimp from a foreign country, pounds of such shrimp purchased, imported, stored, brokered or received.

h. If purchasing, importing, storing, brokering, or receiving shrimp which were taken, harvested or landed in Louisiana and excise tax has previously been paid and such shrimp are packaged, labeled and recorded to be a "Product of Louisiana" or "Louisiana Shrimp" or "Louisiana (and shrimp species)", indicate the pounds of such shrimp. No shrimp excise tax is due again on

such shrimp.

i. For all shrimp reported, the shrimp excise report form shall indicate the form in which all shrimp is purchased, imported, received, brokered or stored (i.e. heads-on, headless, or peeled). Shrimp which are fully cooked, canned cooked or breaded cooked, and frozen cooked shrimp ready for immediate consumption, shall be exempt from the requirements herein.

j. All lines, columns and blocks on the shrimp excise tax report form shall be filled out in order for the form to be deemed completed.

k. Signature of dealer or authorized representative, (first and last name) and date.

6. No wholesale/retail seafood dealer, retail seafood dealers, restaurants or retail grocers shall knowingly possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp which is represented to be a product of the United States or a product of Louisiana unless such shrimp is actually a product of the United States or a product of Louisiana.

7. No wholesale/retail seafood dealer, retail seafood dealers or restaurants shall possess, package, process, sell, barter, exchange or attempt to sell, barter, trade or exchange shrimp from a foreign country which is commingled with shrimp caught in the United States or which is represented to be a product

of the United States.

B. Violations of the provisions of this Section shall constitute a class four violation as defined in R.S. 56:34.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:506.

HISTORICAL NOTE: Promulgated by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 28: .

The Secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this notice of intent and the final rule, including but not limited to, the filing of the notice of intent and final rule and the preparation of reports and correspondence to other agencies of government.

Interested persons may submit comments relative to the proposed rule to: Jeff Mayne, Enforcement Division, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA 70898-9000 prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M. Gattle, Jr.

Chairman

NOTICE OF INTENT

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate a Rule, LAC 76:I.327(P), which provides a special outdoor press license for purchase by nonresident members of the outdoor press for a fee of twenty dollars. The license shall be valid for four consecutive days. Authority for adoption of this Rule is included in R.S. 56:647.1. Said Rule is attached to and made part of this Notice of Intent.

Title 76

WILDLIFE AND FISHERIES

Part I. Wildlife and Fisheries Commission and

Agencies Thereunder

Chapter 3. Special Powers & Duties

Subchapter H. Electronic Licenses Issuance

§327. Recreational Electronic Licensing

* * *

P. In lieu of recreational basic fishing and recreational saltwater fishing license the Department may issue a special Outdoor Press Fishing License to nonresident members of the outdoor press which will include basic and saltwater fishing; in lieu of basic hunting and Louisiana duck license the Department may issue a special Outdoor Press Hunting License to nonresident members of

the outdoor press which will include migratory bird hunting and Louisiana duck license.

1. A fee of twenty dollars will be charged for each outdoor press fishing license issued and the license shall be valid for a period of four consecutive days; a fee of twenty dollars will be charged for each Outdoor Press Hunting License and the license shall be valid for a period of three consecutive days; or a fee of twenty dollars will be charged for both if purchased for periods that begin on the same date.

2. All outdoor press licenses will be issued from the Baton Rouge Headquarters location.

3. To qualify for certification an applicant must submit to the Department of Culture, Recreation and Tourism one or more of the following:

- a. Recent tear sheets of published articles;
- b. Letter of assignment from publication, television or radio company;
- c. A written recommendation from one of the Department of Culture, Recreation and Tourism's international offices;
- d. A written recommendation from Travel South USA, Louisiana Travel Promotion Association or similar organizations;

4. In no case will the Department of Culture, Recreation and Tourism forward an application from any individual

or group not directly involved in producing stories or broadcast materials pertaining to Louisiana fishing and/or outdoor recreation opportunities.

5. Certified applications with all supporting documents and license fees shall be forwarded to the Department of Wildlife and Fisheries for approval. The license fee shall be returned to the applicant for any application not certified by the Department of Culture, Recreation and Tourism or approved by the Secretary of the Department of Wildlife and Fisheries.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:6(21) and R.S. 56:641.1.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Office of Management and Finance, LR 24:505 (March 1998), amended by Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 26:1078 (May 2000), amended by Department of Wildlife and Fisheries, Office of Management and Finance, LR 27:1243 (August 2001), amended by Department of Wildlife and Fisheries Commission, Wildlife and Fisheries Commission, LR .

The Secretary of the Department of Wildlife and Fisheries is authorize to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this Notice of Intent and the final rule, including but not limited to, the filing of the fiscal and economic impact statements, the filing of the Notice of

Intent and final rule and the preparation of reports and correspondence to other agencies in government.

Interested persons may submit comments relative to the proposed Rule to Ms. Marianne Burke, Public Information Section, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA, 70898-9000, prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M. Gattle, Jr.

Chairman



Proclamation

NATIONAL HUNTING & FISHING DAY

WHEREAS Louisianians are blessed with an abundance and diversity of game, fish, and seafood that hunters, fishers and commercial industries have long appreciated and recognized the need to conserve; and

WHEREAS revenues raised by sportsmen and commercial industries have successfully returned some animal species that faced extinction or were threatened or endangered by environmental conditions often imposed by people to healthy populations; and

WHEREAS hunters and anglers have a long history of contributing to conservation efforts statewide and nationwide, contributing more than \$10 billion to conservation programs during the past half a century through license fees and self-imposed excise taxes; and

WHEREAS a recent survey by the U.S. Department of the Interior, Fish and Wildlife Service indicated that 40 percent of all Louisianians participate in some type of fish or wildlife-related activity; and

WHEREAS latest figures indicate that the total economic impact of wildlife-related activities, including hunting and non-consumptive usage, in Louisiana is almost \$3 billion and that Louisianians directly spend \$1.3 million on hunting, fishing and other wildlife associated recreation; and

WHEREAS Louisiana residents have spent an estimated \$41.3 million on fishing and hunting licenses during the last three years; and

WHEREAS the state's warm Gulf waters and fertile estuarine systems are home to more than 100 commercially valuable seafood species, making Louisiana's marine fisheries one of the most important in the nation with more than 1.1 billion pounds landed annually for a dockside value of approximately \$308 million, with more than 30,000 people directly and indirectly employed in harvesting, processing, wholesaling, and distribution of Louisiana seafood;

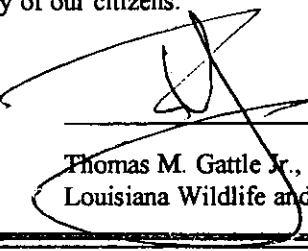
THEREFORE, I, THOMAS M. GATTLE JR., Chairman of the Wildlife and Fisheries Commission, State of Louisiana, on the 1st day of August 2002, hereby proclaim

SEPTEMBER 28, 2002

AS

LOUISIANA'S HUNTING AND FISHING DAY

throughout the state of Louisiana in recognition of the economic contributions of the hunting and fishing industry and in acknowledgement of the sport enjoyed by so many of our citizens.


Thomas M. Gattle Jr., Chairman
Louisiana Wildlife and Fisheries Commission



Proclamation

NATIONAL HUNTING & FISHING DAY

WHEREAS Louisianians are blessed with an abundance and diversity of game, fish, and seafood that hunters, fishers and commercial industries have long appreciated and recognized the need to conserve; and

WHEREAS revenues raised by sportsmen and commercial industries have successfully returned some animal species that faced extinction or were threatened or endangered by environmental conditions often imposed by people to healthy populations; and

WHEREAS hunters and anglers have a long history of contributing to conservation efforts statewide and nationwide, contributing more than \$10 billion to conservation programs during the past half a century through license fees and self-imposed excise taxes; and

WHEREAS a recent survey by the U.S. Department of the Interior, Fish and Wildlife Service indicated that 40 percent of all Louisianians participate in some type of fish or wildlife-related activity; and

WHEREAS latest figures indicate that the total economic impact of wildlife-related activities, including hunting and non-consumptive usage, in Louisiana is almost \$3 billion and that Louisianians directly spend \$1.3 million on hunting, fishing and other wildlife associated recreation; and

WHEREAS Louisiana residents have spent an estimated \$41.3 million on fishing and hunting licenses during the last three years; and

WHEREAS the state's warm Gulf waters and fertile estuarine systems are home to more than 100 commercially valuable seafood species, making Louisiana's marine fisheries one of the most important in the nation with more than 1.1 billion pounds landed annually for a dockside value of approximately \$308 million, with more than 30,000 people directly and indirectly employed in harvesting, processing, wholesaling, and distribution of Louisiana seafood;

THEREFORE, I, THOMAS M. GATTLE JR., Chairman of the Wildlife and Fisheries Commission, State of Louisiana, on the 1st day of August 2002, hereby proclaim

SEPTEMBER 28, 2002

AS

LOUISIANA'S HUNTING AND FISHING DAY

throughout the state of Louisiana in recognition of the economic contributions of the hunting and fishing industry and in acknowledgement of the sport enjoyed by so many of our citizens.

Thomas M. Gattle Jr., Chairman
Louisiana Wildlife and Fisheries Commission

State of Louisiana



M. J. "Mike" Foster, Jr.
Governor

Proclamation

WHEREAS, Louisianians are blessed with an abundance and diversity of game, fish, and seafood that hunters, fishers, and commercial industries have long appreciated and recognized the need to conserve; and

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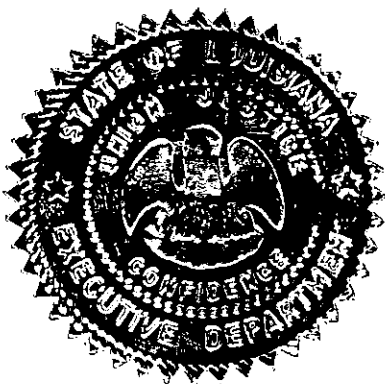
WHEREAS, Louisiana residents have spent an estimated \$41.3 million on fishing and hunting licenses during the last three years; and

WHEREAS, the state's warm gulf waters and fertile estuarine systems are home to more than 100 commercially valuable seafood species, making Louisiana's marine fisheries one of the most important in the nation with approximately 1.1 billion pounds landed annually for a dockside value of approximately \$308 million, with more than 30,000 people directly and indirectly employed in harvesting, processing, wholesaling, and distribution of Louisiana seafood.

NOW, THEREFORE, I, M.J. "Mike" Foster, Jr., Governor of the state of Louisiana, do hereby proclaim September 28, 2002, as the

18th ANNUAL LOUISIANA NATIONAL HUNTING AND FISHING DAY

in the state of Louisiana, in recognition of the economic contributions of the hunting and fishing industry and in acknowledgment of the sport enjoyed by so many of our citizens.



Attest By
The Governor

Joseph S. Keithen

Secretary of State

In Witness Whereof, I have hereunto set
my hand officially and caused to be affixed the
Great Seal of the State of Louisiana, at the
Capitol, in the City of Baton Rouge, on this
the 22nd day of July
A.D., 2002

M. J. Foster, Jr.
Governor of Louisiana

RESOLUTION

2002 Fall Inshore Shrimp Season
adopted by the
Louisiana Wildlife and Fisheries Commission
August 1, 2002

WHEREAS, R.S. 56:497 authorizes the Wildlife and Fisheries Commission to set no less than two shrimp seasons each calendar year for all inside waters by zone, and

WHEREAS, R.S. 56:497 states that the shrimp seasons shall be based on biological and technical data which indicate that marketable shrimp, in sufficient quantities, are available for harvest, and

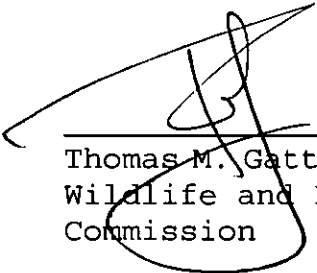
WHEREAS, R.S. 56:498 provides the minimum legal count on white shrimp is 100 (whole specimens) count per pound, except during the time period from October fifteenth through the third Monday in December when there shall be no count, and

WHEREAS, historical and current biological sampling conducted by the Department of Wildlife and Fisheries has indicated that white shrimp in all three inshore shrimp management zones will average 100 count minimum size or larger by mid August, now

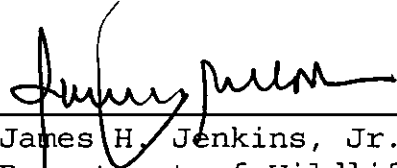
THEREFORE BE IT RESOLVED, the Wildlife and Fisheries Commission does hereby set the 2002 Fall Inshore Shrimp Season by public notice in accordance with R.S. 56:497, to open statewide at official sunrise August 19, 2002.

BE IT FURTHER RESOLVED, the Wildlife and Fisheries Commission does hereby set the closing date for the 2002 Fall Inshore Shrimp Season at official sunset December 17, 2002 in Zones 2 and 3, and official sunset December 31, 2002 in Zone 1, except in Breton and Chandeleur Sounds, as described in LAC 76:VII.307D, which shall remain open until 6:00 a.m., March 31, 2003. The Commission also grants authority to the Secretary of the Department of Wildlife and Fisheries to change the opening or closing dates if biological or technical data indicate the need to do so or if enforcement problems develop.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002
Fall Inshore Shrimp Season is attached to and made a part
of this resolution.



Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission

for  _____
James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) and R.S. 49:967 of the Administrative Procedure Act which allows the Wildlife and Fisheries Commission to use emergency procedures to set shrimp seasons and R.S. 56:497 which provides that the Wildlife and Fisheries Commission shall fix no less than two open seasons each year for all inside waters, the Wildlife and Fisheries Commission does hereby set the 2002 Fall Inshore Shrimp season to open as follows:

Zone 1, that portion of Louisiana's inshore waters from the Mississippi-Louisiana State line westward to the eastern shore of South Pass of the Mississippi River, and

Zone 2, that portion of the Louisiana's inshore waters from the eastern shore of South Pass of the Mississippi River westward to the western shore of Vermilion Bay and Southwest Pass at Marsh Island, and

Zone 3, that portion of Louisiana's inshore waters from the western shore of Vermilion Bay and Southwest Pass at Marsh Island westward to the Louisiana-Texas state line, all to open at official sunrise August 19, 2002.

The Commission also hereby sets the closing date for the 2002 Fall Inshore Shrimp Season in Zone 2 and Zone 3 at official sunset

December 17, 2002, and Zone 1 at official sunset December 31, 2002 except in the open waters of Breton and Chandeleur Sounds as described in LAC 76:VII.307D, which shall remain open until 6:00 a.m., March 31, 2003. The Commission also grants authority to the Secretary of the Department of Wildlife and Fisheries to change the opening or closing dates if biological and technical data indicate the need to do so or if enforcement problems develop.

Thomas M. Gattle, Jr.

Chairman



July 25, 2001

Thomas Gattie
Chairman, Wildlife and Fisheries Commission

Dear Mr. Gattie,

On July 23, 2002, the Louisiana Oyster Task Force (OTF) reviewed the proposed opening/closing date for public oyster areas presented to us by the Department of Wildlife and Fisheries staff.

The Task Force would like to recommend the following opening and closing dates for your consideration:

Bay Gardene	September 4 to April 1
Primary Public Grounds and Sack Only Area	September 4 to April 1
Hackberry Lake	September 4 to April 1
Vermillion Bay	September 4 to April 1
Bay Lafour	September 4 to September 30
Sister Lake	October 1 to October 15
Lake Fergne	October 1 to April 1
Calcasieu and Sabine Lakes	October 15 to April 30

Your consideration regarding these suggestions is appreciated.

Sincerely,

Mike Voisin
Chairman

cc: Commission Members and LOTF Members

1600 Canal Street, Suite 210

New Orleans, LA 70112

1.800.222.4017

RESOLUTION

2002/2003 Season on the Public Oyster Grounds

August 1, 2002

WHEREAS, R.S. 56:433 provides that the Public Oyster Seed Grounds may be fished starting on the first Wednesday following Labor Day which in 2002 is September 4, and

WHEREAS, the oyster resources on the "Public Oyster Seed Grounds, Seed Reservations, and Tonging Areas" have been surveyed and the available supply and size variation has been determined, and

WHEREAS, R.S. 56:433(B) mandates a sacking only area on the Public Grounds east of the Mississippi River inclusive of Plaquemines and St. Bernard Parishes, and

WHEREAS, the Commission has considered the recommendations of the Louisiana Oyster Task Force,

THEREFORE BE IT RESOLVED, that the oyster season in the following areas will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 1, 2003: the Louisiana Public Oyster Seed Grounds not currently under lease located in an area bordered on the north by the Mississippi River Gulf Outlet and on the south by the Mississippi River and North Pass, the sacking only area of the public grounds which is generally Lake Fortuna and Lake Machias to a line from Mozambique Point to Point Gardner to Grace Point at the Mississippi River Gulf Outlet, and the Hackberry Bay Oyster Seed Reservation, and the outside portion of the Atchafalaya-Vermilion Bay Public Oyster Seed Grounds as described in LAC 76:VII.509, and

BE IT FURTHER RESOLVED, that the oyster season in the Bay Gardene Public Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 15, 2003, and

BE IT FURTHER RESOLVED, that the oyster season in the Louisiana Public Oyster Seed Grounds not currently under lease located in the area bordered on the east by the Louisiana/Mississippi state line and on the south by the

Mississippi River Gulf Outlet, including that portion of Lake Borgne as described in LAC 76:VII.513, will open one-half hour before sunrise on September 23, 2002 and close one-half hour after sunset on April 1, 2003, and

BE IT FURTHER RESOLVED, that the oyster season in the Bay Junop Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on October 4, 2002, and

BE IT FURTHER RESOLVED, that the following areas will remain closed for the 2002/2003 oyster season: Sister Lake Oyster Seed Reservation, and the Public Oyster Seed Grounds located in portions of Lake Mechant, Lake Tambour, Lake Chien, Lake Felicity, Deep Lake, and Barataria Bay (as described in LAC 76:VII.517), and that portion of the Atchafalaya-Vermilion Bay Public Oyster Seed Grounds as described in LAC 76:VII.507, and

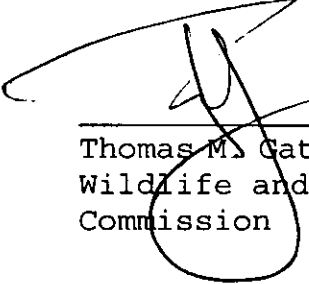
BE IT FURTHER RESOLVED, that under the authority of R.S. 56:435.1 the season for the Calcasieu Lake public tonging area will open one-half hour before sunrise on October 15, 2002 and will remain open until one-half hour after sunset on April 30, 2003. However, these conservation actions will not supercede public health closures, and

BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action if necessary, to close areas if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads, and

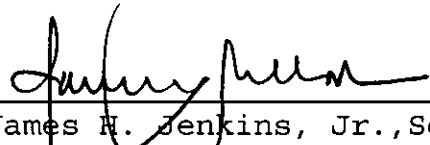
BE IT FURTHER RESOLVED, that the Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action to reopen areas previously closed if the threat to the resource has ended, and

BE IT FURTHER RESOLVED, that the notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002/2003 oyster season on the Public Oyster Grounds is attached to and made part of this resolution.



Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission



for _____
James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(B) and 967(D), and under the authority of R.S. 56:433 and R.S. 56:435.1 notice is hereby given that the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby declares:

1. The oyster season in the following areas will open one-half hour before sunrise on September 4, 2002 and will close one-half hour after sunset on April 1, 2003: the Louisiana Public Oyster Seed Grounds not currently under lease located in areas which are bordered on the north by the Mississippi River Gulf Outlet and on the south by the Mississippi River and North Pass, the sacking only area of the public grounds which is generally Lake Fortuna and Lake Machias to a line from Mozambique Point to Point Gardner to Grace Point at the Mississippi River Gulf Outlet, and the Hackberry Bay Oyster Seed Reservation, and the outside portion of the Atchafalaya-Vermilion Bay Oyster Seed Ground as described in LAC 76:VII.509.

2. The oyster season in the Bay Gardene Public Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on April 15, 2003.

3. The oyster season in the Louisiana Public Oyster Seed Grounds not currently under lease located in the area bordered on the east by the Louisiana/Mississippi state line and on the south by the Mississippi River Gulf Outlet, including that portion of Lake Borgne as described in LAC 76:VII.513, will open one-half hour before sunrise on September 23, 2002 and close one-half hour after sunset on April 1, 2003.

4. The oyster season in the Bay Junop Oyster Seed Reservation will open one-half hour before sunrise on September 4, 2002 and close one-half hour after sunset on October 4, 2002.

5. The following areas will remain closed for the 2002/2003 oyster season: Sister Lake Oyster Seed Reservation, and the Public Seed Grounds located in portions of Lake Mechant, Lake Tambour, Lake Chien, Lake Felicity, Deep Lake, and Barataria Bay (as described in LAC 76:VII.517), and that portion of the Atchafalaya-Vermilion Public Oyster Seed Grounds as described in LAC 76:VII.507.

6. The season for the Calcasieu Lake public tonging area will open one-half hour before sunrise on October 15, 2002 and will remain open until one-half hour after sunset on April 30, 2003. However, these conservation actions will not supercede public health closures.

7. The Secretary of the Department of Wildlife and Fisheries is authorized to take emergency action as necessary to close areas

if oyster mortalities are occurring or to delay the season or close areas where significant spat catch has occurred with good probability of survival, or where it is found that there are excessive amounts of shell in seed oyster loads.

8. The Secretary is authorized to take emergency action to reopen areas previously closed if the threat to the resource has ended.

9. Notice of any opening, delaying or closing of a season will be made by public notice at least 72 hours prior to such action.

Thomas M. Gattle, Jr.

Chairman

RESOLUTION

2002-2003 Fur Trapping Season Adopted by the Louisiana Wildlife and Fisheries Commission August 1, 2002

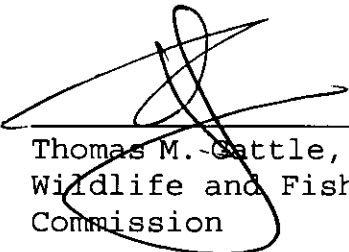
- WHEREAS, R.S. 56:259(A) authorizes the Wildlife and Fisheries Commission to set the open season for the taking of nongame quadrupeds and allows the Commission to extend, curtail or prohibit trapping in any area of the state each year, and
- WHEREAS, R.S. 49:953(B) and R.S. 49:967(D) of the Administrative Procedure Act allows the Commission to use emergency provisions to set seasons, and
- WHEREAS, Louisiana has historically lead the nation in the production of wild fur with value to the trappers as high as \$24 million in some seasons, and
- WHEREAS, the harvest of this renewable resource is important in providing supplemental income to citizens of the state while furnishing an essential management tool to reduce nuisance wildlife problems, property damage, the impact of prey species, the incident of density dependent disease and provide a measure of population health and general condition, and
- WHEREAS, regulated trapping provides the only practical control of muskrat and nutria populations, an essential part of any effort to protect or enhance coastal wetlands. The role of such trapping cannot be overstated because of the rate of wetland loss and the impact that these wetland grazers are having in southeastern parishes, and
- WHEREAS, during the 2002-2003 trapping season the department will conduct the Coastwide Nutria Control Program providing an incentive payment of \$4.00 per nutria tail to participants for up to 400,000 nutria with the objective of reducing damage to coastal wetlands, and
- WHEREAS, the increased commercial harvest of beaver can play a major role in assisting in the reduction of damage to timber, agriculture, drainage, and wildlife habitat, and

WHEREAS, historical and current information collected by the Department of Wildlife and Fisheries have indicated that the optimum time frame for the harvest of furbearers is between November and March each year, now

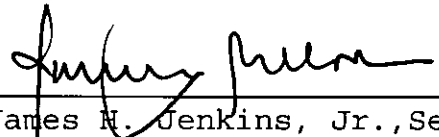
THEREFORE BE IT RESOLVED, the Wildlife and Fisheries Commission does hereby set the 2002-2003 fur harvest season, statewide from November 20, 2002 through March 31, 2003.

BE IT FURTHER RESOLVED, the Wildlife and Fisheries Commission does hereby grant authority to the Secretary of the Department of Wildlife and Fisheries to extend or shorten the trapping season in any area of the state.

BE IT FURTHER RESOLVED, a Declaration of Emergency setting the 2002-2003 fur harvest season is attached to and made a part of this resolution.



Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission



for _____
James N. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the provisions of R.S. 56:259(A) which authorizes the Wildlife and Fisheries Commission to set the open season for the taking of non-game quadrupeds and allows the Commission to extend, curtail or prohibit trapping in any area of the state each year and in accordance with emergency provisions of R.S. 49:953(B) and R.S. 49:967(D) of the Administrative Procedure Act, which allows the Louisiana Wildlife and Fisheries Commission to use emergency provisions to set seasons, the Wildlife and Fisheries Commission does hereby set the 2002-2003 fur harvest season, statewide from November 20, 2002 through March 31, 2003. The Wildlife and Fisheries Commission does hereby also authorize the Secretary of the Department of Wildlife and Fisheries to extend or shorten the adopted season.

Thomas M. Gattle, Jr.

Chairman

**COMPARATIVE TAKE OF FUR ANIMALS
IN LOUISIANA
2001-2002**

<u>SPECIES</u>	<u>NUMBER OF PELTS</u>	<u>APPROX. PRICE</u>	<u>VALUE</u>
NUTRIA(Eastern)	14,300	\$ 1.00	\$ 14,300
NUTRIA(Western)	<u>10,383</u>	<u>\$ 2.00</u>	\$ <u>20,766</u>
	24,683	\$ 1.75	\$ 35,066
MUSKRAT	359	\$.50	\$ 179
RACCOON	6,198	\$ 3.08	\$ 19,089
MINK	276	\$ 5.00	\$ 1,380
OPOSSUM	108	\$.50	\$ 54
RIVER OTTER	2,579	\$ 50.00	\$128,950
RED FOX	25	\$ 15.00	\$ 375
GRAY FOX	173	\$ 6.00	\$ 1,038
BOBCAT	339	\$ 15.00	\$ 5,085
BEAVER	2,806	\$ 4.00	\$ 11,224
COYOTE	<u>34</u>	\$ 5.00	\$ <u>170</u>
TOTAL PELTS	37,580	TOTAL VALUE	\$202,611

July 10, 2002
La. Dept. of Wildlife and Fisheries
2415 Darnall Road
New Iberia, LA

**LOUISIANA
NO. OF TRAPPERS LICENSED BY YEAR**

1950-51	7,732	1976-77	9,329
1951-52	6,120	1977-78	12,069
1952-53	4,328	1978-79	11,106
1953-54	4,986	1979-80	12,239
1954-55	5,202	1980-81	11,801
1955-56	5,520	1981-82	10,867
1956-57	4,211	1982-83	10,668
1957-58	3,868	1983-84	8,793
1958-59	3,932	1984-85	10,935
1959-60	3,743	1985-86	9,458
1960-61	3,613	1986-87	6,947
1961-62	3,004	1987-88	5,038
1962-63	3,666	1988-89	2,888
1963-64	3,029	1989-90	1,877
1964-65	3,061	1990-91	1,414
1965-66	3,088	1991-92	1,543
1966-67	3,492	1992-93	1,189
1967-68	2,495	1993-94	1,274
1968-69	3,601	1994-95	1,686
1969-70	4,444	1995-96	1,700
1970-71	3,510	1996-97	2,691
1971-72.1	2,761	1997-98	2,442
1972-73	4,741	1998-99	1,578
1973-74	6,295	1999-00	1,024
1974-75	7,528	2000-01	987
1975-76	6,404	2001-02	871

LOUISIANA COASTWIDE NUTRIA CONTROL PROGRAM (2002-03) Rev. 7/23/02

Background. Nutria, native to South America, is an introduced and invasive semi-aquatic rodent in coastal Louisiana resulting from escapes and possible releases from nutria farms in the 1930s. The decline in fur trapping activity since the mid-1980s has resulted in over population of nutria. Annual surveys have revealed that approximately 100,000 acres of Louisiana coastal wetlands can be impacted at any one point in time. Nutria herbivory damage is ongoing, and many damaged sites are not likely to recover naturally. Without comprehensive management of nutria herbivory damage, the stability of the Louisiana coastal ecosystem is threatened.

Proposed Solution. The Coastwide Nutria Control Program will consist of an economic incentive payment of \$4 per nutria tail delivered by registered participants to collection centers established in coastal Louisiana. The goal of the Program is to encourage the harvest of up to 400,000 nutria annually from coastal Louisiana.

Program Area. Coastal Louisiana, bounded on the north by Interstate 10 from LA-TX line to Baton Rouge, Interstate 12 from Baton Rouge to Slidell, and Interstate 10 from Slidell to LA-MS line.

Participant Application Process.

1. Participants must acquire a valid **Louisiana Trapping License**.
2. Participants must obtain permission to trap/hunt in the Program Area from an appropriate private, state, or federal landowner.
3. Participants are required to submit a completed W-9 Federal Tax Form with the application.
4. By October 1, 2002, participants must submit a completed **Nutria Control Program Participant Application**, and a tax receipt for the property to be trapped/hunted. Applications will be available in August 2002.
5. Applications listing only waterbodies, without signature of adjacent landowner(s) or designated representative(s), shall be considered incomplete.
6. For applications determined to be complete and valid, the participant shall be notified by mail and provided a **Nutria Control Program Registration Number**.

Program Protocol.

1. Participants shall deliver to designated collection centers only fresh or well-preserved (iced, frozen, salted), severed nutria tails (greater than 7 inches in length) in a manner that allows counting of individual tails (e.g., tails can not be frozen together in a block).
2. Participants or a designated assistant must present **Nutria Control Program Registration Number** and proper identification. Participant shall declare parish, section, township, and range where animals were taken and indicate method of take and carcass use.
3. Valid nutria tails will be counted and participant will sign a receipt/voucher. Participant will be paid in a timely manner via a check delivered by mail.
4. Nutria tails delivered by unregistered individuals, or tails from animals from outside the Program Area shall not be accepted.
5. Potential collection center locations include: Rockefeller Refuge, Abbeville, Morgan City, Houma, Raceland/Lockport, Lafitte, Caernarvon /St. Bernard, and Laplace.
6. Collections will be made throughout the 2002-03 Trapping Season, or until the target of 400,000 nutria is reached. Collections will occur about once per week at each station. Exact location, specific dates and times of collections will be established and advertised for each collection center.

For more information contact: Louisiana Department of Wildlife and Fisheries, Fur and Refuge Division, New Iberia, LA. (337-373-0032).

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

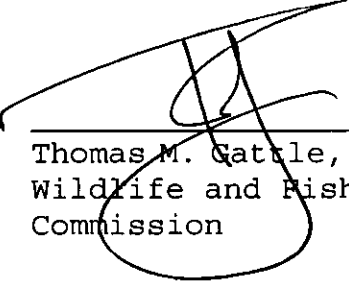
WHEREAS, the Department of Wildlife and Fisheries receives numerous complaints regarding wild quadrupeds creating a nuisance and damaging private property, and

WHEREAS, the Department of Wildlife and Fisheries does not have the staff or funding to provide the public with nuisance animal control or removal services, and

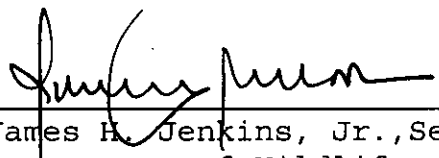
WHEREAS, current Rules and Regulations do not provide the public with a legal means of controlling most wild quadrupeds when they are creating a nuisance and damaging private property, and

WHEREAS, the current system of permitting individuals to control nuisance wild quadrupeds on private property receives less than a 20% compliance rate from permitted individuals abiding by the terms and conditions of those permits,

THEREFORE BE IT RESOLVED, in order to provide the public with a legal means of controlling nuisance wild quadrupeds, the attached Notice of Intent establishing regulations for controlling nuisance wild quadrupeds is adopted by the Louisiana Wildlife and Fisheries Commission.



Thomas M. Gattie, Jr., Chairman
Wildlife and Fisheries
Commission

for _____
James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

NOTICE OF INTENT

Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby give notice of its intent to promulgate rules governing control of nuisance wild quadrupeds.

Title 76

Wildlife and Fisheries

Part V. Wild Quadrupeds and Wild Birds

Chapter 1. Wild Quadrupeds

§125. Control of Nuisance Wild Quadrupeds

A. This rule applies only to the control of the wild quadrupeds listed below and ONLY when they are conclusively proven to be creating a nuisance or causing damage to property. The burden of establishing that the animal in question is causing the property damage shall rest with the property owner.

B. The following wild quadrupeds may be taken year-round without permit by the property owner or his designee, but only by trapping or shooting during legal daylight hours: coyote, armadillo, nutria, beaver, skunks, and opossums.

C. Squirrels, rabbits, foxes, bobcats, mink, otter, muskrat, raccoons and any of the other species listed above may be trapped alive and relocated to suitable habitat without permit provided the following conditions are met.

1. Written permission is obtained from the property owner where the animals are to be released and such written permission is carried in possession while transport and release activities are taking place.

2. Animals are treated in a responsible and humane manner and released within 12 hours of capture.

D. Traps shall be set in such a manner that provides the trapped animal protection from harassment from dogs and other animals and direct sun exposure.

E. Nuisance animals listed above may be so controlled only on the owner's property to prevent further damage.

F. Property owners must comply with all additional local laws and/or municipal ordinances governing the shooting or trapping of wildlife or discharge of firearms.

G. No animal taken under this provision or parts thereof shall be sold. A valid trapping license is required to sell or pelt nuisance furbearers during the open trapping season.

H. No species taken under the provisions of this rule shall be kept in possession for a period of time exceeding 12 hours.

I. This rule has no application to any species of bird as birds are the subject of other state and federal laws, rules and regulations.

J. Game animals, other than squirrels and rabbits, may only be taken by hunting during the open season under the conditions set

forth under Title 56 of the Louisiana Revised Statutes and the rules and regulations of the Department of Wildlife and Fisheries.

AUTHORITY NOTE: Promulgated in accordance with the Louisiana Constitution, Article IX, Section 7, R.S. 56:1, R.S. 56:5, 56:6(10), and (15), R.S. 56:112, et seq.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR .

The Secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the Commission to promulgate and effectuate this notice of intent and the final rule, including but not limited to, the filing of the notice of intent and final rule and the preparation of reports and correspondence to other agencies of government.

Interested persons may submit comments relative to the proposed rule to: Brandt Savoie, Fur and Refuge Division, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA 70898-9000 prior to Thursday, October 3, 2002.

In accordance with Act #1183 of 1999, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

Thomas M Gattle, Jr.

Chairman

RESOLUTION

ESTABLISHING THE ACADIANA CONSERVATION CORRIDOR

Adopted by the
Louisiana Wildlife and Fisheries Commission

August 1, 2002

- WHEREAS, the Louisiana Legislature enacted Act 1129 of the Regular Session of 2001, sponsored by Senator Joe McPherson and attached hereto, authorizing and empowering the Secretary of the Department of Transportation and Development to convey, transfer, assign and deliver to the Department of Wildlife and Fisheries, a certain tract or parcel of land situated in the parishes of Rapides, Evangeline, Avoyelles, and St. Landry.
- WHEREAS, the tract is described as the approximately twenty mile long scenic easement lying between the I-49 right-of-way westward to the Bayou Boeuf-Cocodrie Diversion Canal, beginning just north of the community of Washington in St. Landry Parish, and extending northward through Evangeline, Avoyelles, and the southern portion of Rapides Parishes and being more specifically identified on the attached plat.
- WHEREAS, this property contains valuable wildlife habitat, the protection and proper management of which is critical to the State's conservation and wildlife management efforts.
- WHEREAS, it is the recommendation of the Secretary of the Department of Wildlife and Fisheries that in order to enhance wildlife habitat in the state and provide for public use and recreational opportunities on these lands that they be established as a wildlife management area to be called the Acadiana Conservation Corridor.
- WHEREAS, pursuant to Act 1129 of the Regular Session of 2001, no timber cutting is allowed on the described property. Construction of any kind and use of all-terrain vehicles on the property shall be prohibited. There shall be no access from Interstate 49 onto the property. Hunting on the property shall be limited to bow hunting for big game only. Furthermore, the property shall be maintained in its natural state by the Department, however, the Secretary may enter into cooperative endeavor agreements with private landowners within the boundaries of, and

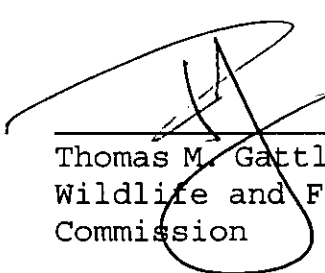
adjacent to, the described property in order to maintain adequate drainage and access as may be required by law.

THEREFORE BE IT RESOLVED, that the Wildlife and Fisheries Commission does hereby select, in accordance with the laws of the State of Louisiana, particularly Title 56, Section 781 et seq. of the Revised Statutes of 1954, the state owned land described above, comprised of 2,285 acres, more or less, to be established as a Wildlife Management Area.

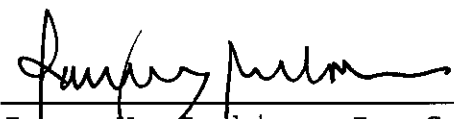
BE IT FURTHER RESOLVED, that there shall be no timber cutting allowed on the property, construction of any kind and the use of all-terrain vehicles shall be prohibited, hunting shall be limited to bow hunting for big game only, there shall be no access from I-49, and that the property shall be maintained in its natural state by the Department, however, the Secretary may enter into cooperative endeavor agreements with private landowners within the boundaries of, and adjacent to, the described property in order to maintain adequate drainage and access as may be required by law.

BE IT FURTHER RESOLVED, that this property shall be used exclusively for wildlife management purposes, and as such, is perpetually dedicated to the protection, conservation and management of fish and wildlife and their habitat, and such public recreation, including, but not limited to, hunting, bird watching, and trapping, which is consistent with these purposes.

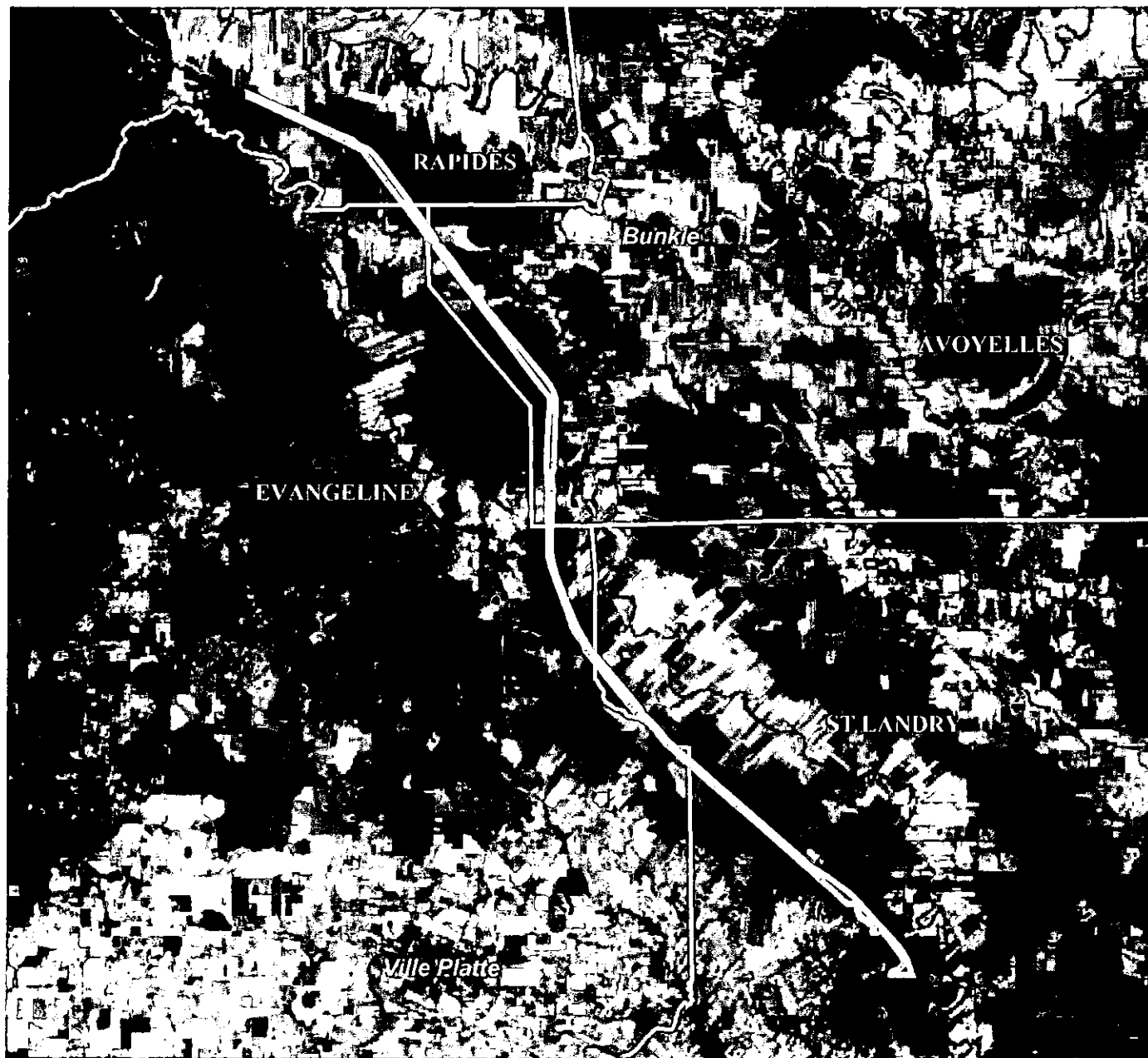
BE IT FURTHER RESOLVED, that the Wildlife and Fisheries Commission authorizes the Secretary of the Department of Wildlife and Fisheries, on behalf of the Commission, to take all actions necessary in furtherance of establishing the Acadiana Conservation Corridor, including securing and signing all legal documents.



Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission



for James N. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries



2000 Landsat TM Imagery
-USGS

The Acadiana Conservation Corridor

2285 Acres



0 5 10 Miles

A horizontal scale bar with three segments. The first segment is labeled '0', the second '5', and the third '10 Miles'.

Regular Session, 2001

SENATE BILL NO. 366

BY SENATOR MCPHERSON

AN ACT

To authorize and empower the secretary of the Department of Transportation and Development to transfer title to certain described parcels of land between the diversion canal and Interstate 49, in the parishes of Rapides, Evangeline, Avoyelles and St. Landry to the Department of Wildlife and Fisheries; to provide for execution of documents; to provide for property use restrictions; to provide for cooperative endeavor agreements with landowners; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1 is all new law.

Section 1. The secretary of the Department of Transportation and Development is hereby authorized and empowered to convey, transfer, assign, and deliver title to the following described property to the Department of Wildlife and Fisheries:

A certain tract or parcel of land, situated in the parishes of Rapides, Evangeline, Avoyelles and St. Landry, state of Louisiana, and being more particularly described as follows:

The scenic easement area lying between the I-49 right-of-way westward to the Bayou Boeuf-Cocodrie Diversion Canal, beginning just north of the community of Washington, Louisiana, in St. Landry Parish, and extending northward through Evangeline Parish, Avoyelles Parish, and the southern

portion of Rapides Parish.

The southern boundary of the area, in St. Landry Parish, is located on property acquired from John R. Thistlethwaite III, et al by expropriation (Suite Number 8432201, 27th JDC, August 10, 1981). It begins at approximately Highway Survey Station 576 + 60.00, between sections 11 and 12, T4S, R4E, as shown on a right-of-way map prepared by John K. Laws, Jr. and dated December 23, 1980.

The northern boundary of the area, in Rapides Parish, is located on property acquired from Phil and Pricilla Kees, by sale dated July 29, 1982 and recorded at Book 1068, Page 773 of the Rapides Parish records. It is located at approximately Highway Survey Station 211 + 91.00 in the parcel designated at No. UR10-1 in the sale documents, the "Kees/Odom" property line as shown on the right-of-way map prepared by Lindsey J. Aucoin dated February 12, 1981.

The entire length of the easement area is approximately twenty miles.

Section 2 is all new law.

Section 2. The secretary of the Department of Transportation and Development, or his duly authorized representative is hereby authorized, subject to approval by the Federal Highway Administration, to execute such documents and perform such other acts as are necessary to properly effectuate any cooperative endeavor or sale, lease, conveyance, transfer, assignment, and delivery of the property described herein, in accordance with law, to the Department of Wildlife and Fisheries.

Section 3 is all new law.

Section 3. Construction of any kind, use of all-terrain vehicles and harvesting of timber shall be prohibited on the described property. Hunting on the property shall be limited to bow hunting for big game. There shall be no access from Interstate 49 onto the property described herein.

Section 4 is all new law.

Section 4. The property shall be maintained in its natural state by the department, however, the secretary may enter into cooperative endeavor agreements with private landowners within the boundaries of, and adjacent to, the described property in order to maintain adequate drainage and access as may be required by law.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

RESOLUTION
LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

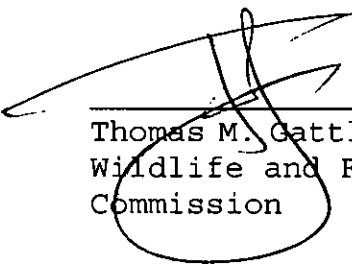
The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission Meeting held in Baton Rouge, LA, August 1, 2002.

WHEREAS, the Department of Wildlife and Fisheries has recently acquired the Acadiana Conservation Corridor, and


WHEREAS, the transfer of the Floy McElroy WMA to the Department of Wildlife and Fisheries was recently completed, and

WHEREAS, the original Notice of Intent for hunting seasons that was adopted by the Commission was enacted before the acquisition of the Acadiana Conservation Corridor and the transfer of the Floy McElroy WMA,

THEREFORE BE IT RESOLVED, that the attached Declaration of Emergency to set the hunting seasons for the Acadiana Conservation Corridor and the Floy McElroy WMA be adopted by the Louisiana Wildlife and Fisheries Commission.



Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission



for _____
James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

Hunting Regulations - Acadiana Conservation Corridor and
Floy McElroy Wildlife Management Areas

In accordance with the emergency provision of R.S. 49:953(B) of the Administrative Procedure Act, and under the authority of R.S. 56:115, the Secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission hereby adopts the following emergency rule:

Acadiana Conservation Corridor

Deer: Archery only: October 1-January 31

Floy McElroy Wildlife Management Area

Doves: September 14-15 Youth hunt.

Deer: November 16 Youth gun hunt (lottery), either-sex.

Total hunters - 8

Hunts restricted to youths younger than 16 years of age and supervising adult who must be 18 years of age or older. Youths must possess a hunter safety certification or proof of successful completion of a hunter safety course. If the accompanying adult is in possession of hunter safety certification, a valid hunting license or proof of successful completion of a hunter safety course, this requirement is waived for the youth. Adults may not possess a firearm and youths may possess only one firearm while hunting. The supervising adult must maintain visual and voice

contact with the youth at all times.

A Declaration of Emergency is necessary to establish the hunting season for the Acadiana Conservation Corridor and the Floy McElroy WMA. The Acadiana Conservation Corridor is a recently acquired WMA and as such was not included with the original Notice of Intent. The transfer of the Floy McElroy WMA to the Department and the development of the hunting season was recently completed and as such was not included with the original Notice of Intent.

Thomas M. Gattle, Jr.

Chairman

LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 1, 2002

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission meeting in Baton Rouge, Louisiana, August 1, 2002

WHEREAS, public hearings have been held to discuss the status of waterfowl, including ducks, coots, and geese in Washington DC, and

WHEREAS, rules and regulations governing waterfowl season framework have been developed by the U.S. Fish and Wildlife Service, and

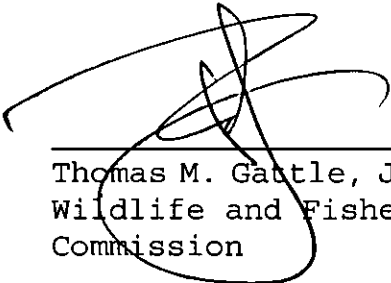
WHEREAS, the Louisiana Department of Wildlife and Fisheries staff has presented recommendations for waterfowl including season dates, bag limits and shooting hours, and

WHEREAS, it is the constitutional responsibility of the Louisiana Wildlife and Fisheries Commission to establish hunting seasons for waterfowl within the constraints of the U.S. Fish and Wildlife Service framework, now


THEREFORE BE IT RESOLVED that on this date, the Louisiana Wildlife and Fisheries Commission does hereby tentatively adopt the attached season dates, bag limits and shooting hours, and

BE IT FURTHER RESOLVED that these tentative dates will be ratified by Declaration of Emergency unless significant changes are mandated by the U.S. Fish and Wildlife Service and the Secretary is hereby authorized and delegated the authority to take any and all steps necessary on behalf of the Commission to promulgate and effectuate these seasons as a Declaration of Emergency; and

BE IT FURTHER RESOLVED that these dates will be forwarded to the U.S. Fish and Wildlife Service as regulations set for Louisiana's 2002-2003 Migratory Bird Hunting Regulations.



Thomas M. Gattle, Jr., Chairman
Wildlife and Fisheries
Commission



for James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

TENTATIVE SEASON RECOMMENDATIONS
FOR DUCKS, COOTS AND GEESE, 2002-03

DUCKS AND COOTS: (EXCEPT PINTAIL AND CANVASBACK)

West Zone: (60 days) Nov. 9 (Sat.) - Dec. 1 (Sun.) (23 days)
Dec. 14 (Sat.) - Jan. 19 (Sun.) (37 days)

East Zone: (60 days) Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
(Including Catahoula Dec. 14 (Sat.) - Jan. 26 (Sun.) (44 days)
Lake)

Pintail Season Dates (30 days)

West Zone: Nov. 9 (Sat.) - Dec. 1 (Sun.) (23 days)
Dec. 14 (Sat.) - Dec. 20 (Fri.) (7 days)

East Zone: Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
Dec. 14 (Sat.) - Dec. 27 (Fri.) (14 days)

Canvasback Season Dates - CLOSED

Youth Waterfowl Weekend - Nov. 2-3 in West Zone, Nov. 9-10 in East Zone

Daily Bag Limits

The daily bag limit on ducks is 6 and may include no more than 4 mallards (no more than 2 of which may be females), 3 mottled ducks, 1 black duck, 2 wood ducks, 1 pintail (during the specified 30 day season only and during youth hunts), 3 scaup, and 2 redhead. Daily bag limit on coots is 15.

Mergansers - The daily bag limit for mergansers is 5, only 1 of which may be a hooded merganser. Merganser limits are in addition to the daily bag limit for ducks.

Possession Limit - The possession limit on ducks, coots and mergansers is twice the daily bag limit.

GEESE:

LIGHT GEESE (SNOW, BLUE and ROSS') and WHITE-FRONTED GEESE

STATEWIDE: (86 days) Nov. 2 (Sat.) - Dec. 1 (Sun.) (30 days)
Dec. 14 (Sat.) - Feb. 7 (Fri.) (56 days)

Daily bag limit on light geese (snow, blue and Ross'):	20
Possession limit on light geese (snow, blue and Ross'):	None
Daily Limit on white-fronted geese:	2
Possession Limit on white-fronted geese:	4

CANADA GEESE: CLOSED IN THE AREA DESCRIBED BELOW

Jan. 18 (Sat.) - Jan. 26 (Sun.) (9 days)

Daily Limit on Canada geese:	1
Possession limit on Canada geese:	2

The Canada Goose Season will be open statewide except for a portion of southwest Louisiana. The closed area is described as follows:

Beginning at the Texas State Line, proceeding east along Hwy. 82 to the Calcasieu Ship Channel, then north along the Calcasieu Ship Channel to its junction with the Intracoastal Canal, then east along the Intracoastal Canal to its juncture with LA Hwy. 82, then south along LA Hwy. 82 to its juncture with Parish Road 3147, then south and east along Parish Road 3147 to Freshwater Bayou Canal, then south to the Gulf of Mexico, then west along the shoreline of the Gulf of Mexico to the Texas State Line, then north to the point of beginning at LA Hwy. 82.

A special permit shall be required to participate in the **Canada Goose Season**. A permit is required of everyone, regardless of age, and a non-refundable \$5 administrative fee will be charged. This permit may be obtained from any license vendor.

CONSERVATION ORDER FOR LIGHT GEESE (SNOW, BLUE AND ROSS')

STATEWIDE: **Dec. 2 (Mon.) - Dec. 13 (Fri.) (12 days)**
 Feb. 8 (Sat.) - Mar. 9 (Sun.) (30 days)

Only snow, blue and Ross' geese may be taken under the terms of the Conservation Order, which allows the use of electronic calls and unplugged shotguns and eliminates the daily bag and possession limits. During the Conservation Order, shooting hours begin one-half hour before sunrise and extend until one-half hour after sunset.

RAILS: **Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)**

KING AND CLAPPER: Daily bag limit 15 in the aggregate,
Possession 30.

SORA AND VIRGINIA: Daily bag and possession 25 in the
aggregate.

GALLINULES: Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

Daily bag limit 15, Possession limit 30

SNIPES: Nov. 2 (Sat.) - Dec. 1 (Sun.) (30 days)
Dec. 14 (Sat.) - Feb. 28 (Fri.) (77 days)

Daily bag limit 8, Possession limit 16

Shooting Hours: one-half hour before sunrise to sunset, except
at the Spanish Lake Recreation Area in Iberia Parish where shooting
hours, including the Conservation Order, end at 2 p.m.

TENTATIVE SEASON RECOMMENDATIONS
FOR DUCKS, COOTS AND GEESE, 2002-03

DUCKS AND COOTS: (EXCEPT PINTAIL AND CANVASBACK)

West Zone: (60 days) Nov. 9 (Sat.) - Dec. ⁸~~1~~ (Sun.) (³⁰~~23~~ days)
Dec. ²¹~~14~~ (Sat.) - Jan. 19 (Sun.) (³⁰~~37~~ days)

East Zone: (60 days) Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
(Including Catahoula Dec. 14 (Sat.) - Jan. 26 (Sun.) (44 days)
Lake)

Pintail Season Dates (30 days)

West Zone: Nov. 9 (Sat.) - Dec. ⁸~~1~~ (Sun.) (³⁰~~23~~ days)
~~Dec. 14 (Sat.) - Dec. 20 (Fri.) (7 days)~~

East Zone: Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
Dec. 14 (Sat.) - Dec. 27 (Fri.) (14 days)

Canvasback Season Dates - CLOSED

Youth Waterfowl Weekend - Nov. 2-3 in West Zone, Nov. 9-10 in East Zone

Daily Bag Limits

The daily bag limit on ducks is 6 and may include no more than 4 mallards (no more than 2 of which may be females), 3 mottled ducks, 1 black duck, 2 wood ducks, 1 pintail (during the specified 30 day season only and during youth hunts), 3 scaup, and 2 redhead. Daily bag limit on coots is 15.

Mergansers - The daily bag limit for mergansers is 5, only 1 of which may be a hooded merganser. Merganser limits are in addition to the daily bag limit for ducks.

Possession Limit - The possession limit on ducks, coots and mergansers is twice the daily bag limit.

GEESE:

LIGHT GEESE (SNOW, BLUE and ROSS') and WHITE-FRONTED GEESE

STATEWIDE: (86 days) Nov. 2 (Sat.) - Dec. ⁸~~8~~ (Sun.) (³⁷~~30~~ days)
Dec. 14 (Sat.) - ~~Feb. 7~~ (Fri.) (⁴⁹~~56~~ days)
Jan 31

Daily bag limit on light geese (snow, blue and Ross'): 20
Possession limit on light geese (snow, blue and Ross'): None

Daily Limit on white-fronted geese: 2
Possession Limit on white-fronted geese: 4

CANADA GEESE: CLOSED IN THE AREA DESCRIBED BELOW

Jan. 18 (Sat.) - Jan. 26 (Sun.) (9 days)

Daily Limit on Canada geese: 1
Possession limit on Canada geese: 2

The Canada Goose Season will be open statewide except for a portion of southwest Louisiana. The closed area is described as follows:

Beginning at the Texas State Line, proceeding east along Hwy. 82 to the Calcasieu Ship Channel, then north along the Calcasieu Ship Channel to its junction with the Intracoastal Canal, then east along the Intracoastal Canal to its juncture with LA Hwy. 82, then south along LA Hwy. 82 to its juncture with Parish Road 3147, then south and east along Parish Road 3147 to Freshwater Bayou Canal, then south to the Gulf of Mexico, then west along the shoreline of the Gulf of Mexico to the Texas State Line, then north to the point of beginning at LA Hwy. 82.

A special permit shall be required to participate in the **Canada Goose Season**. A permit is required of everyone, regardless of age, and a non-refundable \$5 administrative fee will be charged. This permit may be obtained from any license vendor.

CONSERVATION ORDER FOR LIGHT GEESE (SNOW, BLUE AND ROSS')

STATEWIDE: Dec. ⁹/~~2~~ (Mon.) - Dec. 13 (Fri.) (⁵/~~12~~ days)
Feb. ⁸/~~8~~ (Sat.) - Mar. 9 (Sun.) (³⁷/~~30~~ days)

Only snow, blue and Ross' geese may be taken under the terms of the Conservation Order, which allows the use of electronic calls and unplugged shotguns and eliminates the daily bag and possession limits. During the Conservation Order, shooting hours begin one-half hour before sunrise and extend until one-half hour after sunset.

RAILS: Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

KING AND CLAPPER: Daily bag limit 15 in the aggregate, Possession 30.

SORA AND VIRGINIA: Daily bag and possession 25 in the aggregate.

GALLINULES: Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

Daily bag limit 15, Possession limit 30

SNIPE: Nov. 2 (Sat.) - Dec. ⁸~~1~~ (Sun.) (³⁷~~30~~ days)
Dec. 14 (Sat.) - Feb. ²¹~~28~~ (Fri.) (⁷⁰~~71~~ days)

Daily bag limit 8, Possession limit 16

Shooting Hours: one-half hour before sunrise to sunset, except at the Spanish Lake Recreation Area in Iberia Parish where shooting hours, including the Conservation Order, end at 2 p.m.

LOUISIANA WILDLIFE AND FISHERIES COMMISSION
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August ~~8~~¹, 200~~1~~²

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission meeting in Baton Rouge, Louisiana, August ~~8~~¹, 200~~1~~²

WHEREAS, public hearings have been held to discuss the status of waterfowl, including ducks, coots, and geese in Washington DC, and

WHEREAS, rules and regulations governing waterfowl season framework have been developed by the U.S. Fish and Wildlife Service, and

WHEREAS, the Louisiana Department of Wildlife and Fisheries staff has presented recommendations for waterfowl including season dates, bag limits and shooting hours, and

WHEREAS, it is the constitutional responsibility of the Louisiana Wildlife and Fisheries Commission to establish hunting seasons for waterfowl within the constraints of the U.S. Fish and Wildlife Service framework, now

THEREFORE BE IT RESOLVED that on this date, the Louisiana Wildlife and Fisheries Commission does hereby tentatively adopt the attached season dates, bag limits and shooting hours, and

BE IT FURTHER RESOLVED that these tentative dates will be ratified by Declaration of Emergency unless significant changes are mandated by the U.S. Fish and Wildlife Service and the Secretary is hereby authorized and delegated the authority to take any and all steps necessary on behalf of the Commission to promulgate and effectuate these seasons as a Declaration of Emergency; and

BE IT FURTHER RESOLVED that these dates will be forwarded to the U.S. Fish and Wildlife Service as regulations set for Louisiana's 200~~1~~²-200~~2~~³ Migratory Bird Hunting Regulations.

Thoms Gottle

Dr. H. Jerry Stone, Chairman
Wildlife and Fisheries
Commission

James H. Jenkins, Jr., Secretary
Department of Wildlife and
Fisheries

(Barely)
- In Packet -

TENTATIVE SEASON RECOMMENDATIONS
FOR DUCKS, COOTS AND GEESE, 2002-03

DUCKS AND COOTS: (EXCEPT PINTAIL AND CANVASBACK)

Calendar
changes from
last yr. →
2nd split
moult wk.
later

West Zone: (60 days)

Nov. 9 (Sat.) - Dec. 1 (Sun.) (23 days)
Dec. 14 (Sat.) - Jan. 19 (Sun.) (37 days)
21 30 ✓

East Zone: (60 days)
(Including Catahoula
Lake)

Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
Dec. 14 (Sat.) - Jan. 26 (Sun.) (44 days)

1st 30 days
in each zone

Pintail Season Dates (30 days)

West Zone:

Nov. 9 (Sat.) - Dec. 1 (Sun.) (23 days)
~~Dec. 14 (Sat.) - Dec. 27 (Fri.) (14 days)~~
8 30

East Zone:

Nov. 16 (Sat.) - Dec. 1 (Sun.) (16 days)
Dec. 14 (Sat.) - Dec. 27 (Fri.) (14 days)

Canvasback Season Dates - CLOSED

Wkend before
opening of
1st splits
in each zone

Youth Waterfowl Weekend - Nov. 2-3 in West Zone, Nov. 9-10 in East Zone

Daily Bag Limits

The daily bag limit on ducks is 6 and may include no more than 4 mallards (no more than 2 of which may be females), 3 mottled ducks, 1 black duck, 2 wood ducks, 1 pintail (during the specified 30 day season only and during youth hunts), 3 scaup, and 2 redhead. Daily bag limit on coots is 15.

Mergansers - The daily bag limit for mergansers is 5, only 1 of which may be a hooded merganser. Merganser limits are in addition to the daily bag limit for ducks.

Possession Limit - The possession limit on ducks, coots and mergansers is twice the daily bag limit.

GEESE:

LIGHT GEESE (SNOW, BLUE and ROSS') and WHITE-FRONTED GEESE

STATEWIDE: (86 days)

Nov. 2 (Sat.) - Dec. 1 (Sun.) (30 days)
Dec. 14 (Sat.) - Feb. 7 (Fri.) (56 days)
8 37

→ Last Sat. in Oct.
in East Z. changed
to 1st Sat. in Nov. -
so statewide season

Jan. 31

49

Daily bag limit on light geese (snow, blue and Ross'): 20
Possession limit on light geese (snow, blue and Ross'): None

Daily Limit on white-fronted geese: 2
Possession Limit on white-fronted geese: 4

CANADA GEESE: CLOSED IN THE AREA DESCRIBED BELOW

Jan. 18 (Sat.) - Jan. 26 (Sun.) (9 days)

Daily Limit on Canada geese: 1
Possession limit on Canada geese: 2

The Canada Goose Season will be open statewide except for a portion of southwest Louisiana. The closed area is described as follows:

Beginning at the Texas State Line, proceeding east along Hwy. 82 to the Calcasieu Ship Channel, then north along the Calcasieu Ship Channel to its junction with the Intracoastal Canal, then east along the Intracoastal Canal to its juncture with LA Hwy. 82, then south along LA Hwy. 82 to its juncture with Parish Road 3147, then south and east along Parish Road 3147 to Freshwater Bayou Canal, then south to the Gulf of Mexico, then west along the shoreline of the Gulf of Mexico to the Texas State Line, then north to the point of beginning at LA Hwy. 82.

A special permit shall be required to participate in the **Canada Goose Season**. A permit is required of everyone, regardless of age, and a non-refundable \$5 administrative fee will be charged. This permit may be obtained from any license vendor.

CONSERVATION ORDER FOR LIGHT GEESE (SNOW, BLUE AND ROSS')

STATEWIDE: ⁹
~~Dec. 2~~ (Mon.) - Dec. 13 (Fri.) ⁵ (12 days)
~~Feb. 8~~ (Sat.) - Mar. 9 (Sun.) ³⁷ (30 days)

^{Feb. 1}
Only snow, blue and Ross' geese may be taken under the terms of the Conservation Order, which allows the use of electronic calls and unplugged shotguns and eliminates the daily bag and possession limits. During the Conservation Order, shooting hours begin one-half hour before sunrise and extend until one-half hour after sunset.

RAILS:

Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

1st splits during
Sept. (9 days)

KING AND CLAPPER: Daily bag limit 15 in the aggregate, Possession 30.

SORA AND VIRGINIA: Daily bag and possession 25 in the aggregate.

GALLINULES: Nov. 9 (Sat.) - Jan. 1 (Wed.) (54 days)

Daily bag limit 15, Possession limit 30

SNIPE: Nov. 2 (Sat.) - Dec. 1 (Sun.) (30 days) ³⁷
Dec. 14 (Sat.) - Feb. 28 (Fri.) (77 days) ⁷⁰
₂₁

Daily bag limit 8, Possession limit 16

Shooting Hours: one-half hour before sunrise to sunset, except at the Spanish Lake Recreation Area in Iberia Parish where shooting hours, including the Conservation Order, end at 2 p.m.

To Resolution

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
December						
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

MONTHLY CIVIL RESTITUTION REPORT

PERIOD	NO. CASES ASSESSED	AMOUNT ASSESSED	CREDIT FOR SALE GOODS	NO. CASES PAID	AMOUNT PAID	DISCOUNTS TAKEN	PERCENT DOLLARS PAID	PERCENT CASES PAID
FISCAL YEAR 1993-94								
July, 1993	25	\$21,039.00	(\$9,778.00)	29	\$4,855.00	\$2,545.00		
Aug., 1993	53	\$44,922.00	(\$1,137.00)	41	\$7,950.00	\$3,603.00		
Sept., 1993	42	\$137,635.00	(\$17,938.00)	35	\$6,783.00	\$3,048.00		
Oct., 1993	49	\$21,471.00	(\$11,282.00)	40	\$3,285.00	\$1,519.00		
Nov., 1993	57	\$31,207.00	(\$13,260.00)	32	\$3,053.00	\$2,845.00		
Dec., 1993	53	\$13,777.00		27	\$6,507.00	\$6,713.00		
Jan., 1994	38	\$18,918.00		32	\$4,423.00	\$2,831.00		
Feb., 1994	68	\$38,131.00	(\$8,238.00)	46	\$9,124.00	\$5,993.00		
Mar., 1994	38	\$22,739.00	(\$2,482.00)	51	\$10,854.00	\$6,796.00		
April, 1994	14	\$44,732.00	(\$1,404.00)	27	\$7,307.00	\$4,632.00		
May, 1994	10	\$4,504.00	(\$165.00)	7	\$5,447.00	\$3,808.00		
June, 1994	29	\$26,167.00	(\$2,986.00)	12	\$1,886.00	\$1,214.00		
Total FY 1994	476	\$425,242.00	(\$68,670.00)	379	\$71,474.00	\$45,547.00	27.5%	79.6%
FISCAL YEAR 1994-95								
July, 1994	17	\$2,127.00	(\$335.00)	23	\$2,101.00	\$1,437.00		
Aug., 1994	41	\$96,403.00	(\$3,035.00)	20	\$1,010.00	\$605.00		
Sept., 1994	34	\$14,614.00	(\$14,002.00)	26	\$2,596.00	\$2,342.00		
Oct., 1994	94	\$17,426.00	(\$8,677.00)	38	\$2,922.00	\$3,179.00		
Nov., 1994	43	\$103,592.00		45	\$3,992.00	\$2,803.00		
Dec., 1994	68	\$31,400.00		35	\$4,315.00	\$2,329.00		
Jan., 1995	55	\$27,601.00		52	\$7,493.00	\$4,921.00		
Feb., 1995	70	\$61,119.00		41	\$6,472.00	\$3,973.00		
Mar., 1995	31	\$25,072.00		44	\$8,315.00	\$4,737.00		
Apr., 1995	13	\$15,353.00		16	\$3,565.00	\$1,538.00		
May., 1995	23	\$11,632.00		16	\$4,315.00	\$654.00		
June 1995	45	\$31,008.00		18	\$2,630.00	\$1,025.00		
Total FY 1995	534	\$437,347.00	(\$26,049.00)	374	\$49,726.00	\$29,543.00	18.1%	70.0%
FICAL YEAR 1995-96								
July, 1995	0	\$0.00						
Aug., 1995	46	\$17,425.00		27	\$9,028.00	\$1,729.00		
Sept., 1995	1	\$125.00		21	\$3,093.00	\$2,049.00		
Oct., 1995	122	\$206,244.00		29	\$2,720.00	\$1,161.00		
Nov., 1995	55	\$23,124.00		62	\$10,151.00	\$6,383.00		
Dec., 1995	50	\$18,607.26		32	\$4,780.66	\$2,802.76		
Jan., 1996	49	\$13,814.88	(\$15,296.45)	36	\$5,296.51	\$3,472.89		
Feb., 1996	50	\$14,716.97		38	\$5,777.53	\$3,416.91		
Mar., 1996	33	\$24,936.91		36	\$6,035.12	\$3,421.75		
Apr., 1996	30	\$11,006.66		36	\$7,173.12	\$2,711.54		
May., 1996	23	\$7,989.34		24	\$3,941.69	\$2,020.29		
June 1996	50	\$22,151.31		16	\$2,790.02	\$1,182.23		
Total FY 1996	509	\$360,141.33	(\$15,296.45)	357	\$60,786.65	\$30,350.37	25.3%	70.1%
FISCAL YEAR 1996-97								
July, 1996	40	\$71,894.13		32	\$5,249.93	\$2,947.96		
Aug., 1996	32	\$5,362.64		32	\$6,254.59	\$3,783.69		
Sept., 1996	41	\$7,210.00		29	\$2,259.96	\$1,326.58		
Oct., 1996	29	\$11,092.53		25	\$3,697.89	\$2,261.98		
Nov., 1996	20	\$10,009.10		22	\$1,624.63	\$698.02		
Dec., 1996	13	\$238,466.04		22	\$5,877.18	\$2,121.53		
Jan., 1997	27	\$11,755.22		17	\$4,393.30	\$2,377.09		
Feb., 1997	47	\$18,520.87		42	\$8,579.84	\$5,552.63		
Mar., 1997	26	\$13,434.02		27	\$4,999.59	\$2,757.67		
Apr., 1997	10	\$2,908.87		15	\$2,322.88	\$1,298.66		
May., 1997	20	\$11,682.70		15	\$5,198.91	\$1,399.21		
June 1997	5	\$8,036.58		10	\$2,335.24	\$765.34		
Total FY 1997	310	\$410,372.70	\$0.00	288	\$52,793.94	\$27,290.36	19.5%	92.9%
FICAL YEAR 1997 - 98								
July, 1997	10	\$2,811.71		8	\$1,584.67	\$823.11		
Aug., 1997	14	\$8,741.30		8	\$1,496.49	\$779.14		
Sept., 1997	29	\$19,926.37		12	\$2,051.78	\$1,278.04		
Oct., 1997	12	\$4,716.81		23	\$3,184.83	\$2,063.89		
Nov., 1997	23	\$54,965.34		10	\$2,424.86	\$1,218.28		
Dec., 1997	25	\$36,881.09		15	\$4,376.97	\$2,775.66		
Jan., 1998	42	\$30,025.81		17	\$5,300.40	\$3,533.66		
Feb., 1998	37	\$31,164.95		29	\$22,961.69	\$8,501.18		
Mar., 1998	9	\$13,273.45		32	\$9,406.56	\$4,371.53		

Apr., 1998	10	\$5,628.21		10	\$2,602.62	\$1,279.77		
May., 1998	0	\$225.00		8	\$2,885.02	\$950.46		
June 1998	5	\$2,414.03		6	\$1,041.54	\$98.00		
Total FY 1998	216	\$210,774.07	\$0.00	178	\$59,317.43	\$27,672.72	41.3%	82.4%

FISCAL YEAR 1998 - 99

July, 1998	9	\$1,390.43		8	\$1,964.20	\$716.75		
Aug., 1998	10	\$2,240.70		10	\$1,048.28	\$372.47		
Sept., 1998	8	\$2,768.96		11	\$2,000.36	\$1,148.23		
Oct., 1998	22	\$28,704.85		14	\$1,860.17	\$807.48		
Nov., 1998	19	\$9,137.79		11	\$1,765.97	\$1,092.43		
Dec., 1998	23	\$11,959.10		27	\$4,441.02	\$2,040.71		
Jan., 1999	41	\$21,179.55		18	\$6,621.63	\$3,838.22		
Feb., 1999	45	\$26,236.24		41	\$12,119.09	\$6,923.61		
Mar., 1999	15	\$7,549.57		33	\$8,281.77	\$4,138.44		
Apr., 1999	9	\$8,013.54		14	\$3,035.82	\$1,388.41		
May., 1999	5	\$5,161.23		5	\$905.50	\$405.00		
June 1999	7	\$3,719.01		13	\$3,011.06	\$533.83		
Total FY 1999	213	\$128,060.97	\$0.00	205	\$47,054.87	\$23,405.58	55.0%	96.2%

FISCAL YEAR 1999-2000

July, 1999	5	\$1,556.38		9	\$2,287.53	\$1,198.81		
Aug., 1999	10	\$2,510.83		15	\$2,455.38	\$513.73		
Sept., 1999	6	\$2,032.19	\$5,324.80	28	\$3,563.06	\$475.93		
Oct., 1999	11	\$4,452.31	\$567.75	25	\$2,775.48	\$557.41		
Nov., 1999	14	\$8,634.64		26	\$3,250.96	\$1,322.96		
Dec., 1999	24	\$15,891.96		19	\$3,862.76	\$2,126.27		
Jan., 2000	49	\$27,872.14		28	\$7,952.94	\$3,814.02		
Feb., 2000	21	\$11,039.59		30	\$10,159.24	\$6,216.42		
Mar., 2000	19	\$9,873.21		31	\$6,709.07	\$3,555.40		
Apr., 2000	12	\$7,897.70		17	\$2,932.41	\$1,512.54		
May, 2000	7	\$5,039.46	\$293.60	20	\$7,062.23	\$3,164.00		
June, 2000	16	\$14,566.88		18	\$5,766.59	\$1,852.12		
Total FY 2000	194	\$111,367.29	\$6,186.15	266	\$58,777.65	\$26,309.61	76%	137%

FISCAL YEAR 2000-01

July, 2000	2	\$865.01		14	\$1,948.03	\$154.01		
Aug., 2000	20	\$15,837.60		17	\$3,302.27	\$1,063.92		
Sept., 2000	12	\$3,562.26		23	\$8,718.21	\$1,351.41		
Oct., 2000	18	\$122,696.24		29	\$7,457.98	\$490.16		
Nov., 2000	13	\$15,851.30		22	\$4,038.50	\$309.30		
Dec., 2000	40	\$30,234.92		24	\$7,189.98	\$462.13		
Jan., 2001	28	\$15,923.38		25	\$7,611.66	\$833.60		
Feb., 2001	35	\$20,181.39		30	\$18,568.12	\$1,917.82		
Mar., 2001	8	\$5,956.83		37	\$15,724.02	\$753.86		
Apr., 2001	20	\$24,145.82		22	\$4,856.39	\$225.93		
May 2001	4	\$1,677.36		20	\$3,700.77	\$313.58		
June 2001	3	\$932.20		31	\$8,433.81	\$346.90		
Total FY 2001	203	\$257,864.31	\$0.00	294	\$91,549.74	\$8,222.62	39%	145%

FISCAL YEAR 2001-02

July, 2001	4	\$4,290.29		25	\$6,328.36	\$293.54		
Aug., 2001	6	\$9,452.69		18	\$2,984.52			
Sept., 2001	0	\$175.00		25	\$4,157.32	\$66.29		
Oct., 2001	15	\$6,439.06		18	\$3,174.66	\$67.32		
Nov., 2001	15	\$5,913.63		24	\$3,932.41	\$194.66		
Dec., 2001	36	\$21,868.88		20	\$5,384.19	\$502.17		
Jan., 2002	56	\$27,650.44		38	\$11,100.99	\$1,008.09		
Feb., 2002	27	\$14,211.31	\$620.55	37	\$20,017.87	\$861.63		
Mar., 2002	8	\$6,765.68		36	\$10,061.89	\$419.16		
Apr., 2002	20	\$11,296.19		19	\$2,196.02	\$49.33		
May, 2002	3	\$30,852.57	\$11,887.80	27	\$8,265.67	\$538.72		
June, 2002	3	\$8,636.08		23	\$3,418.15	\$87.91		
Total FY 2002	193	\$147,551.82	\$12,508.35	310	\$81,022.05	\$4,088.82	58%	161%

FISCAL YEAR 2002-03

July, 2002	8	\$6,915.26		20	\$3,308.14	\$111.90		
Aug., 2002								
Sept., 2002								
Oct., 2002								
Nov., 2002								
Dec., 2002								

Jan., 2003
Feb., 2003
Mar., 2003
Apr., 2003
May, 2003
June, 2003

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
CIVIL RESTITUTION ACTIVITY REPORT
CURRENT MONTH
07/01/2002 TO 07/31/2002

	# CASES	AMOUNT
ORIG RESTITUTION VALUES ENTERED	8	\$6,915.26
HEARING COSTS ASSESSED	0	\$0.00
SALE OF CONFISCATED COMMODS	0	\$0.00
SALES EXCEEDING RESTITUTION	0	\$0.00
=====		
RESTITUTION ASSESSED	8	\$6,915.26
PAYMENTS	11	\$2,155.66-
PAYMENTS AFTER PAST DUE NOTICE	2	\$200.00-
PAYMENTS AFTER REVOKED NOTICE	4	\$637.48-
PAYMENTS FROM COLLECTION EFFORT	3	\$315.00-
PAYMENTS FROM HRG COST ASSESSED	4	\$100.00-
DISCOUNTS FOR TIMELY PAYMENTS	3	\$111.90-
OVERPAYMENTS	0	\$0.00
REFUND OF OVERPAYMENT	1	\$6.38
APPLIED CONFISCATED COMMODS	0	\$0.00
APPLIED EXCEEDING BALANCE DUE	0	\$0.00
REFUND OF CONFISCATED COMMOD.	0	\$0.00
RETURNED CHECKS	0	\$0.00
MISC. ADJUSTMENTS		
DEBITS	0	\$0.00
CREDITS	0	\$0.00
REASSESSMENTS		
DEBITS	0	\$0.00
CREDITS	0	\$0.00
WRITE-OFFS	0	\$0.00
ASSESSMENTS WITHDRAWN	0	\$0.00
ADJUDICATION ADJUSTMENTS	0	\$0.00
FOUND NOT RESPONSIBLE	0	\$0.00
DISMISSED BY D.A.	0	\$0.00
CASES VOIDED BY ENFORCEMENT	0	\$0.00
OVERTURNED ON APPEAL	0	\$0.00
DISMISSED BY ADMIN LAW	1	\$118.26-

FOOTNOTE:

FORFEIT OF CONFISCATED COMMODS	0	\$0.00
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ENF_521U LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
 CIVIL RESTITUTION ACTIVITY REPORT
 FISCAL YEAR TO DATE
 07/01/2002 TO 07/31/2002

PAGE: 2
 DATE: 07/31/2002

	# CASES	AMOUNT
ORIG RESTITUTION VALUES ENTERED	8	\$6,915.26
HEARING COSTS ASSESSED	0	\$0.00
SALE OF CONFISCATED COMMODS	0	\$0.00
SALES EXCEEDING RESTITUTION	0	\$0.00
=====		
RESTITUTION ASSESSED	8	\$6,915.26
PAYMENTS	11	\$2,155.66-
PAYMENTS AFTER PAST DUE NOTICE	2	\$200.00-
PAYMENTS AFTER REVOKED NOTICE	4	\$637.48-
PAYMENTS FROM COLLECTION EFFORT	3	\$315.00-
PAYMENTS FROM HRG COST ASSESSED	4	\$100.00-
DISCOUNTS FOR TIMELY PAYMENTS	3	\$111.90-
OVERPAYMENTS	0	\$0.00
REFUND OF OVERPAYMENT	1	\$6.38
APPLIED CONFISCATED COMMODS	0	\$0.00
APPLIED EXCEEDING BALANCE DUE	0	\$0.00
REFUND OF CONFISCATED COMMOD.	0	\$0.00
RETURNED CHECKS	0	\$0.00
MISC. ADJUSTMENTS		
DEBITS	0	\$0.00
CREDITS	0	\$0.00
REASSESSMENTS		
DEBITS	0	\$0.00
CREDITS	0	\$0.00
WRITE-OFFS	0	\$0.00
ASSESSMENTS WITHDRAWN	0	\$0.00
ADJUDICATION ADJUSTMENTS	0	\$0.00
FOUND NOT RESPONSIBLE	0	\$0.00
DISMISSED BY D.A.	0	\$0.00
CASES VOIDED BY ENFORCEMENT	0	\$0.00
OVERTURNED ON APPEAL	0	\$0.00
DISMISSED BY ADMIN LAW	1	\$118.26-

FOOTNOTE:

FORFEIT OF CONFISCATED COMMODS	0	\$0.00
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ENF_521U LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
 CIVIL RESTITUTION ACTIVITY REPORT
 INCEPTION TO DATE
 07/31/2002

PAGE: 3
 DATE: 07/31/2002

	# CASES	AMOUNT
ORIG RESTITUTION VALUES ENTERED	4,399	\$3,109,956.30
HEARING COSTS ASSESSED	340	\$8,975.00
SALE OF CONFISCATED COMMODS	331	\$269,865.45-
SALES EXCEEDING RESTITUTION	138	\$58,209.82
=====		
RESTITUTION ASSESSED	4,399	\$2,907,275.67
PAYMENTS	2,983	\$628,687.92-
PAYMENTS AFTER PAST DUE NOTICE	26	\$4,953.51-
PAYMENTS AFTER REVOKED NOTICE	61	\$20,203.43-
PAYMENTS FROM COLLECTION EFFORT	32	\$23,629.24-
PAYMENTS FROM HRG COST ASSESSED	173	\$4,500.00-
DISCOUNTS FOR TIMELY PAYMENTS	2,085	\$256,505.77-
OVERPAYMENTS	115	\$91.94
REFUND OF OVERPAYMENT	59	\$11,678.96
APPLIED CONFISCATED COMMODS	17	\$44,255.65-
APPLIED EXCEEDING BALANCE DUE	5	\$6,780.54
REFUND OF CONFISCATED COMMOD.	8	\$45,896.70
RETURNED CHECKS	1	\$61.75
MISC. ADJUSTMENTS		
DEBITS	3	\$55.00
CREDITS	13	\$10.22-
REASSESSMENTS		
DEBITS	21	\$6,881.15
CREDITS	63	\$36,913.30-
WRITE-OFFS	983	\$1,064,754.81-
ASSESSMENTS WITHDRAWN	7	\$1,794.95-
ADJUDICATION ADJUSTMENTS	25	\$12,400.80-
FOUND NOT RESPONSIBLE	83	\$165,785.81-
DISMISSED BY D.A.	0	\$0.00
CASES VOIDED BY ENFORCEMENT	2	\$559.32-
OVERTURNED ON APPEAL	1	\$524.54-
DISMISSED BY ADMIN LAW	1	\$118.26-
=====		
** TOTAL OUTSTANDING	294	\$713,124.18

FOOTNOTE:

FORFEIT OF CONFISCATED COMMODS	38	\$106,941.70 *
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AGING OF SALE OF CONFISCATED COMMODITIES

VIOLATION DATE UNKNOWN	0	\$0.00
1 - 30 DAYS	3	\$730.50
31 - 60 DAYS	7	\$35,727.45
61 - 90 DAYS	14	\$13,963.14
91 - 120 DAYS	5	\$978.45
121 - 150 DAYS	1	\$125.40
151 - 180 DAYS	1	\$50.00
181 - 365 DAYS	37	\$31,104.58
OVER ONE YEAR	134	\$117,005.12
OVER TWO YEARS	150	\$96,371.16
OVER THREE YEARS	766	\$535,878.24

=====

** TOTAL AGING	1,118	\$831,934.04
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AGING OF OUTSTANDING CASES

COLLECTIONS WITH AGENCY:

CAN NOT BE INVOICED	2	\$654.57
CURRENT	4	\$5,466.21
1 - 30 DAYS	3	\$8,561.08
31 - 90 DAYS	9	\$34,428.18
91 - 180 DAYS	41	\$27,882.57
181 - 365 DAYS	18	\$10,410.05
OVER ONE YEAR	118	\$133,562.14

COLLECTIONS WITH PRIVATE COLLECTIONS FIRM:

1 - 90 DAYS	0	\$0.00
91 - 180 DAYS	0	\$0.00
181 - 365 DAYS	0	\$0.00
OVER ONE YEAR	98	\$417,943.38

AMOUNT UNDER PROTEST:

1 - 180 DAYS	0	\$0.00
181 - 365 DAYS	0	\$0.00
OVER ONE YEAR	1	\$74,216.00

=====

** TOTAL AGING	294	\$713,124.18
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LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
CLASS I ACTIVITY REPORT
CURRENT MONTH
07/01/2002-07/31/2002

	# CASES	AMOUNT
FINES	1,253	\$64,100.00
HEARING COSTS		
DEBITS	63	\$1,575.00
CREDITS	3	\$75.00-
LATE CHARGES		
DEBITS	48	\$370.00
CREDITS	0	\$0.00
		=====
TOTAL DUE		\$65,970.00

=====

PAID IN FULL	825	\$44,762.00-
PARTIAL PAYMENTS	14	\$570.00-
ATTORNEY GENERAL COLLECTIONS	0	\$0.00
ATTORNEY GENERAL FEES	0	\$0.00
WRITE-OFFS	0	\$0.00
OVERPAYMENTS	4	\$54.50
REFUNDS	16	\$437.50
RETURNED CHECKS	0	\$0.00
MISC CHANGES		
DEBITS	0	\$0.00
CREDITS	0	\$0.00
ADJUSTMENTS TO VIOLATION		
DEBITS	4	\$200.00
CREDITS	2	\$100.00-
VOIDS	30	\$1,500.00-
NOT GUILTY	4	\$200.00-
DISMISSED BY ADMIN LAW	0	\$0.00
DISMISSED BY ENFORCEMENT	6	\$300.00-
GUILTY/FINE WAIVED	0	\$0.00
OVERTURNED ON APPEAL	0	\$0.00

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
CLASS I ACTIVITY REPORT
FISCAL YEAR TO DATE
07/01/2002-07/31/2002

	# CASES	AMOUNT
FINES	1,253	\$64,100.00
HEARING COSTS		
DEBITS	63	\$1,575.00
CREDITS	3	\$75.00-
LATE CHARGES		
DEBITS	48	\$370.00
CREDITS	0	\$0.00
		=====
TOTAL DUE		\$65,970.00

=====

PAID IN FULL	825	\$44,762.00-
PARTIAL PAYMENTS	14	\$570.00-
ATTORNEY GENERAL COLLECTIONS	0	\$0.00
ATTORNEY GENERAL FEES	0	\$0.00
WRITE-OFFS	0	\$0.00
OVERPAYMENTS	4	\$54.50
REFUNDS	16	\$437.50
RETURNED CHECKS	0	\$0.00
MISC CHANGES		
DEBITS	0	\$0.00
CREDITS	0	\$0.00
ADJUSTMENTS TO VIOLATION		
DEBITS	4	\$200.00
CREDITS	2	\$100.00-
VOIDS	30	\$1,500.00-
NOT GUILTY	4	\$200.00-
DISMISSED BY ADMIN LAW	0	\$0.00
DISMISSED BY ENFORCEMENT	6	\$300.00-
GUILTY/FINE WAIVED	0	\$0.00
OVERTURNED ON APPEAL	0	\$0.00

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
CLASS I ACTIVITY REPORT
INCEPTION TO DATE
07/31/2002

	# CASES	AMOUNT
FINES	99,592	\$5,064,057.07
HEARING COSTS		
DEBITS	24,781	\$619,687.80
CREDITS	4	\$9,441.00-
LATE CHARGES		
DEBITS	145	\$1,122.50
CREDITS	0	\$0.00
		=====
TOTAL DUE		\$5,675,426.37

=====

PAID IN FULL	58,610	\$3,088,274.49-
PARTIAL PAYMENTS	1,479	\$67,499.25-
ATTORNEY GENERAL COLLECTIONS	16	\$690.00-
ATTORNEY GENERAL FEES	33	\$345.00-
WRITE-OFFS	11,924	\$695,302.50-
OVERPAYMENTS	181	\$4,081.78
REFUNDS	278	\$13,155.31
RETURNED CHECKS	70	\$3,600.00
MISC CHANGES		
DEBITS	68	\$1,075.00
CREDITS	169	\$141.88-
ADJUSTMENTS TO VIOLATION		
DEBITS	202	\$11,850.00
CREDITS	35	\$2,100.00-
VOIDS	5,204	\$261,600.00-
NOT GUILTY	1,177	\$59,800.00-
DISMISSED BY ADMIN LAW	179	\$9,050.00-
DISMISSED BY ENFORCEMENT	32	\$1,600.00-
GUILTY/FINE WAIVED	156	\$7,850.00-
OVERTURNED ON APPEAL	0	\$0.00
		=====
TOTAL OUTSTANDING		\$1,514,935.34

AGING OF OUTSTANDING CASES FROM CITATION DATE

COLLECTIONS WITH AGENCY:

CURRENT	629	\$32,300.00
1 - 30 DAYS	668	\$34,350.00
31 - 90 DAYS	977	\$50,200.00
91 - 180 DAYS	642	\$35,335.00
181 - 365 DAYS	887	\$67,975.00
OVER ONE YEAR	18,380	\$1,280,060.34

COLLECTIONS WITH ATTORNEY GENERAL:

1 - 90 DAYS	0	\$0.00
91 - 180 DAYS	0	\$0.00
181 - 365 DAYS	0	\$0.00
OVER ONE YEAR	196	\$14,715.00

AMOUNT UNDER PROTEST:

1 - 180 DAYS	0	\$0.00
181 - 365 DAYS	0	\$0.00
OVER ONE YEAR	0	\$0.00

=====

** TOTAL AGING	22,379	\$1,514,935.34
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AGING OF OUTSTANDING CASES FROM HEARING DATE

PREHEARING	1,649	\$84,650.00
0 - 90 DAYS	1,244	\$65,085.00
91 - 180 DAYS	486	\$35,855.00
181 - 270 DAYS	286	\$22,860.00
271 - 365 DAYS	531	\$40,865.00
OVER ONE YEAR	18,183	\$1,265,620.34

=====

** TOTAL AGING	22,379	\$1,514,935.34
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Louisiana Department of Wildlife and Fisheries

NEWS RELEASE

James H. Jenkins Jr.
Secretary



CONTACT
225/765-2925

2002-171c

7/30/02

AMENDED AGENDA FOR AUGUST L.W.F.C. MEETING

The next regular public board meeting of the Louisiana Wildlife and Fisheries Commission has been scheduled for 10:00 a.m. on Thursday, August 1, 2002. The meeting will be held at the Wildlife and Fisheries Building, located at 2000 Quail Drive, Baton Rouge, La. The agenda is as follows:

1. Roll Call
2. Approval of Minutes of July 2, 2002
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4. Representative Bobby Faucheux-Discussion of Resolutions Passed During the 2002 First Extraordinary Legislative Session
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7. Notice of Intent - Outdoor Press 3-Day Migratory Bird License
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9. Resolution and Declaration of Emergency - 2002 Fall Inshore Shrimp Season
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13. Resolution - Acadiana Conservation Corridor
14. Declaration of Emergency - Hunting Seasons Dates for Floy McElroy WMA and Acadiana Conservation Corridor
15. Tentative Seasons Dates for 2002-03 Waterfowl Season
16. Public Comments - 2003 Turkey Season

-more-

agenda/add-one.

17. Set December 2002 Meeting Date
18. Public Comments
19. Adjournment

EDITORS: For more information, contact Thomas Gresham at 225/765-2923
gresham_tp@wlf.state.la.us

Louisiana Department of Wildlife and Fisheries

NEWS RELEASE

James H. Jenkins Jr.
Secretary



CONTACT
225/765-2925

2002-171c

7/30/02

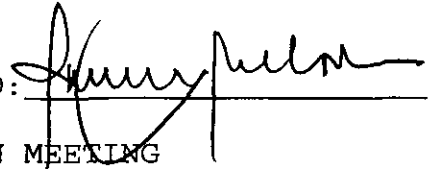
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15. Tentative Seasons Dates for 2002-03 Waterfowl Season
16. Public Comments - 2003 Turkey Season
17. Set December 2002 Meeting Date
18. Public Comments
19. Adjournment

EDITORS: For more information, contact Thomas Gresham at 225/765-2923
gresham_tp@wlf.state.la.us

July 30, 2002
NEWS RELEASE

APPROVED: 

AMENDED AGENDA FOR COMMISSION MEETING

The next regular public board meeting has been scheduled by the Commission for 10:00 A.M. on Thursday, August 1, 2002, at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

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16. Public Comments - 2003 Turkey Season
17. Set December 2002 Meeting Date
18. Public Comments
19. Adjournment

Hawkins, Susan

From: Dares, Sandy
Sent: Monday, July 29, 2002 11:50 AM
To: Hawkins, Susan
Subject: Awards at Comm. Meeting

Colonel Vidrine asked me to mail you about this. He would like to present lifesaving awards to Lt. Brian Clark and Pilot Gene Rackle at this week's meeting, in conjunction with the enforcement report.

Please let Col. Know if he needs a commission member to place this on the agenda. He thinks it can be done as part of the report.

Thanks

Sandy Dares

7/29/02

Louisiana Department of Wildlife and Fisheries

NEWS RELEASE

James H. Jenkins Jr.
Secretary



CONTACT
225/765-2925

2002-171

7/23/02

L.W.F.C. SETS AGENDA FOR AUGUST¹ MEETING

The next regular public board meeting of the Louisiana Wildlife and Fisheries Commission has been scheduled for 10:00 a.m. on Thursday, August 1, 2002. The meeting will be held at the Wildlife and Fisheries Building, located at 2000 Quail Drive, Baton Rouge, La. The agenda is as follows:

1. Roll Call
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16. Public Comments - 2003 Turkey Season
17. Set December 2002 Meeting Date
18. Public Comments
19. Adjournment

***EDITORS: For more information, contact Thomas Gresham at 225/765-2923
(gresham_tp@wlf.state.la.us).***

State of Louisiana



James H. Jenkins, Jr.
Secretary

Department of Wildlife & Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(225) 765-2800
July 23, 2002

M.J. "Mike" Foster, Jr.
Governor

MEMORANDUM

TO: Chairman and Members of Commission
FROM: James H. Jenkins, Jr., Secretary
SUBJECT: August Commission Meeting Agenda

The next regular Commission meeting will be held at 10:00 A.M. on Thursday, August 1, 2002, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

The following items will be discussed:

1. Roll Call
2. Approval of Minutes of July 2, 2002

REPRESENTATIVE BOBBY FAUCHEUX

3. Discussion of Resolutions Passed During the 2002 First Extraordinary Legislative Session

WINTON VIDRINE

4. Enforcement & Aviation Reports/July
5. Declaration of Emergency and Notice of Intent - Shrimp Excise Tax

OFFICE OF MANAGEMENT & FINANCE

6. Notice of Intent - Outdoor Press 3-Day Migratory Bird License
7. National Hunting & Fishing Day Proclamation

Page 2
Commission Meeting
July 23, 2002

OFFICE OF FISHERIES

8. Donation to Artificial Reef Program by Chevron/Texaco
9. Resolution and Declaration of Emergency - 2002 Fall Inshore Shrimp Season
10. Resolution and Declaration of Emergency - 2002-03 Oyster Season on Public Oyster Grounds, Seed Reservations & Tonging Areas

OFFICE OF WILDLIFE

11. Resolution and Declaration of Emergency - Set the 2002-03 Fur Trapping Season
12. Resolution and Notice of Intent - Establish Regulations for Control of Nuisance Wild Quadrupeds
13. Resolution - Acadiana Conservation Corridor
14. Declaration of Emergency - Hunting Season Dates for Floy McElroy WMA and Acadiana Conservation Corridor
15. Tentative Seasons Dates for 2002-03 Waterfowl Season
16. Public Comments - 2003 Turkey Season
17. Set December 2002 Meeting Date
18. Public Comments

JHJ:sch

cc: Jim Patton
Phil Bowman
John Roussel
Craig Lamendola
Don Puckett
Dennis Kropog
Ewell Smith
Division Chiefs
Marianne Burke

July 23, 2002
NEWS RELEASE

APPROVED: 

AGENDA FOR COMMISSION MEETING

The next regular public board meeting has been scheduled by the Commission for 10:00 A.M. on Thursday, August 1, 2002, at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

1. Roll Call
2. Approval of Minutes of July 2, 2002
3. Donation to Artificial Reef Program by Chevron/Texaco
4. Representative Bobby Faucheux-Discussion of Resolutions Passed During the 2002 First Extraordinary Legislative Session
5. Enforcement & Aviation Reports/July
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16. Public Comments - 2003 Turkey Season
17. Set December 2002 Meeting Date
18. Public Comments
19. Adjournment

C O V E R

S H E E T



FAX

To: Tom Gattle

Fax #: 318-559-1524

Subject: Agenda

Date: July 22, 2002

Pages: 3, including this cover sheet.

COMMENTS:

Please call me after you have reviewed the attached agenda. Thanks.

From the desk of...

Susan Hawkins

La. Dept. Of Wildlife & Fisheries
P. O. Box 98000
Baton Rouge, LA 70898-9000

225-765-2806
Fax: 225-765-0948

, 2002

MEMORANDUM

TO: Chairman and Members of Commission
FROM: James H. Jenkins, Jr., Secretary
SUBJECT: August Commission Meeting Agenda

The next regular Commission meeting will be held at 10:00 A.M. on Thursday, August 1, 2002, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

The following items will be discussed:

1. Roll Call
2. Approval of Minutes of July 2, 2002

REPRESENTATIVE BOBBY FAUCHEUX

3. Discussion of Resolutions Passed During the 2002 First Extraordinary Legislative Session

WINTON VIDRINE

4. Enforcement & Aviation Reports/July
5. Declaration of Emergency and Notice of Intent - Shrimp Excise Tax

OFFICE OF MANAGEMENT & FINANCE

6. Notice of Intent - Outdoor Press 3-Day Migratory Bird License
7. National Hunting & Fishing Day Proclamation

OFFICE OF FISHERIES

8. Donation to Artificial Reef Program by Chevron/Texaco
9. Resolution and Declaration of Emergency - 2002 Fall Inshore Shrimp Season
10. Resolution and Declaration of Emergency - 2002-03 Oyster Season on Public Oyster Grounds, Seed Reservations & Tonging Areas

OFFICE OF WILDLIFE

11. Resolution and Declaration of Emergency - Set the 2002-03 Fur Trapping Season
12. Resolution and Notice of Intent - Establish Regulations for Control of Nuisance Wild Quadrupeds
13. Resolution - I-49 Scenic Corridor WMA
14. Declaration of Emergency - Hunting Seasons Dates for Floy McElroy and I-49 WMAs
15. Tentative Seasons Dates for 2002-03 Waterfowl Season
16. Public Comments - 2003 Turkey Season
17. Set December 2002 Meeting Date
18. Public Comments

JHJ:sch

cc: Jim Patton
Phil Bowman
John Roussel
Craig Lamendola
Don Puckett
Dennis Kropog
Ewell Smith
Division Chiefs
Marianne Burke

State of Louisiana



To: Super Hawkins

James H. Jenkins, Jr.
Secretary

Department of Wildlife & Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(225) 765-2800

M.J. "Mike" Foster, Jr.
Governor

July 1, 2002

MEMORANDUM

TO: Undersecretary, Assistant Secretary-Office of Wildlife,
Assistant Secretary-Office of Fisheries and Confidential
Assistant

FROM: James H. Jenkins, Jr., Secretary

SUBJECT: Commission Meeting Agenda - August 1, 2002

Please write on the bottom of this memo and return to Susan Hawkins by Thursday, July 18th any agenda items your office may have for the **Thursday, August 1st** Commission Meeting to be held in Baton Rouge, Louisiana, at the Wildlife and Fisheries Building, 2000 Quail Drive. This meeting will begin at 10:00 a.m. on August 1st. If you do not have anything for the agenda, please return memo and indicate so on the bottom of this memo. We cannot add anything to the agenda that requires commission action after we have published the agenda in the state journal.

Resolutions and Notices of Intent should be included with the list of items to be placed on the agenda. Thank you for your cooperation!

JHJ/sch

cc: Commissioners
Don Puckett
Winton Vidrine
Tommy Prickett ✓
Bennie Fontenot
Karen Foote
Wynnette Kees
Brandt Savoie
Ewell Smith
Marianne Burke

*Public Comment ~~Early season~~ vs Turkey Season
Declaration of Emergency - Water fowl Season & by limits
I-49 WMA Resolutions*

State of Louisiana



James H. Jenkins, Jr.
Secretary

Department of Wildlife & Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(225) 765-2800

M.J. "Mike" Foster, Jr.
Governor

July 1, 2002

MEMORANDUM

TO: Undersecretary, Assistant Secretary-Office of Wildlife,
Assistant Secretary-Office of Fisheries and Confidential
Assistant

FROM: James H. Jenkins, Jr., Secretary

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JHJ/sch
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Don Puckett
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Bennie Fontenot
Karen Foote
Wynnette Kees
Brandt Savoie
Ewell Smith
Marianne Burke ✓

*Public Information: National
Hunting & Fishing Day 2002
Proclamation*

Hawkins, Susan

From: Foote, Karen
Sent: Tuesday, July 16, 2002 9:49 AM
To: Hawkins, Susan
Subject: August Agenda Items - Marine Fisheries

Season Recommendations

- * Fall Inshore Shrimp
- * Public Oyster Seed Grounds, Seed Reservations & Tonging Areas

Chevron/Texaco Donation - *Artificial Reef*

State of Louisiana



James H. Jenkins, Jr.
Secretary

Department of Wildlife & Fisheries
Post Office Box 98000
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M.J. "Mike" Foster, Jr.
Governor

July 1, 2002

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Wynnette Kees
Brandt Savoie
Ewell Smith
Marianne Burke

Eng. Report W/V
C. Rice

State of Louisiana



James H. Jenkins, Jr.
Secretary

Department of Wildlife & Fisheries
Post Office Box 98000
Baton Rouge, LA 70898-9000
(225) 765-2800
July 1, 2002

M.J. "Mike" Foster, Jr.
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Ewell Smith
Marianne Burke

*Dedication of Emergency and
Resolution to set the 2002-2003
For Trapping Season. Greg Linscombe*

*Notice of Intent and Resolution to
Establish Regulations for Control of
Nuisance Wild Quadsapeds.
Brandt Savoie*

State of Louisiana



James H. Jenkins, Jr.
Secretary

Department of Wildlife & Fisheries
Post Office Box 98000
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July 1, 2002

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OUTDOOR PRESS
3-DAY MIGRATORY BIRD
LICENSE

P. 01

JUL-02-02 TUE 08:08 AM

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
JUL-02	08:08 AM	SEAFOOD MKTG BOARD	44"	1	SEND	OK	122	

TOTAL : : 44S PAGES: 1

State of Louisiana



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State of Louisiana



James H. Jenkins, Jr.
Secretary

Department of Wildlife & Fisheries
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Baton Rouge, LA 70898-9000
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July 1, 2002

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